JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

COMMONWEALTH OF KENTUCKY

Regular Session
1926

PROPERTY OF THE STATE OF KENTUCKY

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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

TUESDAY, MARCH 2, 1926.

The House was opened with prayer by the Reverend V. P. Merrill of the Presbyterian Church, South, of Frankfort.

The roll was called and the following members answered to their names, viz.:

Lewis Allen	W. G. Buckner	James M. Durham
W. B. Ardery	S. J. Bunger	D. E. Edwards
Wm. J. Arvin	W. A. Carson	J. O. Evans
W. O. Bach	C. B. Carver	D. W. Fowler
A. J. Baldridge	Lee Clark	Otto C. Gartin
J. H. Baughman	Lonnie Cooper	R. E. Glenn
W. B. Belknap	Fred H. Coots	F. A. Gnau
T. H. Benton	J. D. Cox	Whitsett Hall
Shaler Berry	J. S. Cruse	Lawrence Harmon
C. H. Berryman	W. J. Curtis	J. F. Harrison
W. P. Bowman	J. L. Cushing	C. W. Hawkins
D. F. Brown	C. L. Daly	J. M. Hayse
Geo. A. Brown	Mormon B. Daniel	Goebel B. Henson
F. W. Bryant	J. R. Dorman	H. M. Holbrook
J. R. Buckman	E. J. Doss	H. B. Holland

S. K. Holland
Ira L. Horne
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
W. W. Leslie
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
A. M. Mercer
H. J. Meyers
H. H. Miller
J. S. Milliken
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
Caleb Page
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
Clint Raymer
R. R. Rogers
Philip J. Ryan
C. W. Ryans
Chas. L. Seale
M. G. Slusher
W. R. Smith
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent
W. S. Wallen
T. B. Watts

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 32. An act to appropriate money for the establishment of a State Printing and Job plant in the State Reformatory at Frankfort, Kentucky.

S. B. 119. An Act creating a State Park Commission to be known as the Kentucky State Park Commission, naming the members composing said Commission; prescribing their duties and powers; making said Commission a corporation; and repealing an act entitled "An Act creating a Kentucky State Park Commission," enacted by the General Assembly of the Commonwealth of Kentucky at its 1924 session, and approved by the Governor of Kentucky on March 28, 1924, being Chapter 9 of the Acts of the General Assembly of 1924.

S. B. 131. An Act defining spite fences, providing a penalty for same, providing that a Court of Equity may enjoin such fences and exempting from the provisions of this act, bill boards or fences used for advertising purposes.

S. B. 239. An Act to amend and re-enact Section 3 of Chapter 134 of the Acts of the General Assembly of 1912, entitled "An Act appropriating money for the erection of buildings and other improvements upon the State Fair Grounds and providing for the maintenance of same," so as to provide for an additional appropriation for the maintenance and improvement of the State Fair property.

S. B. 273. An Act authorizing the county judge in counties containing a city of the first class to appoint a Trial Commissioner.

S. B. 309. An Act establishing a primary system of roads, project to be known and designated as the "War Veterans' Memorial Project."

S. B. 332. An Act to amend Section 1321, Kentucky Statutes, Carroll's 1922 Edition.

S. Res. 13. A concurrent resolution providing the sum of $224.00 for the purpose of correcting an error in the amount due the Gracey Graded School out of the school fund. Said error having occurred during the school year ending June 29, 1926.

Ordered that said bills and resolution be printed and referred to Committee on Rules.

The Speaker laid before the House the following report, viz.:

July 1, 1925.

Hon. W. H. Shanks, Auditor of Public Accounts,
Frankfort, Kentucky.

Dear Sir—I am pleased to submit herewith for your consideration a report covering the operation of the Department of Fire Prevention and Rates, from January 1, 1924, to July 1, 1925.

I have endeavored to cover fully the work performed and the result obtained by showing in detail the operation of the several branches of our work.

The matter of hazardous conditions existing, as regards individual risks, for which an increased rate is charged, has received our earnest attention, and we are pleased to report that a great majority of these defects have been corrected, which automatically reduces the rate upon the particular risk effected.

It is indeed gratifying to note that the majority of the property owners in our state are developing an interest in the great question of fire protection, which is substantially reflected in the results which we have been able to obtain.

This department has caused to be printed and distributed throughout the state at various times, literature pertaining to fire prevention and protection, and urged the proper observance of fire prevention week, calling especial attention to the great loss of life and property wrought by the great demon, fire.

Possibly, the outstanding work of our department has been the effort that we have made to protect the school children. We have left nothing undone, in our opinion, that would safeguard the lives of these children. Every school in the state has been visited by our inspectors and where any hazardous condition was found to exist, the principal or others in charge were ordered to immediately remove the same. Fire drills are also held by the inspector at the time of his visit and must be conducted as often as once each

month. A written report is filed as a permanent record in our office, showing the condition of every educational institution in the state. As a result of these efforts, there has not been to our knowledge a single casualty from fire in any school in the state.

There has been an increase in the number of incendiary fires reported during the term covered by this report, notwithstanding the fact that we have secured more convictions for arson than ever before in the history of the state. We regret, however, to say that in some localities, the local officials show a spirit of indifference, and do not give to the state the co-operation in the investigation of arson cases and the prosecution of persons accused that it deserves. It is imperative that we have all possible assistance from local authorities where arson is suspected. For it is difficult to obtain conviction, even when the most convincing evidence is offered.

The Kentucky Actuarial Bureau is the insurance rate making body for our state and through our efforts many modifications of their former rulings have been made, which have favorably effected insurance rates. We have an arrangement with this bureau by which every survey made by them is personally inspected by a representative of this department, and where any hazard exists or any remedial defect appears upon the schedule for which a charge is made, a record is made of it and we in turn notify the property owner through our inspector, with a request that same be promptly corrected. When the correction is made, it is then in order for the insurance companies, through their local agent, to promptly refund the assured the money due him, based upon the unearned premium.

We are giving you in detail the modifications above referred to.

Gas explosion charge has been reduced 50 per cent.

Hail rider charge has been reduced 50 per cent.

Tobacco tornado rates on frame rehandling and loose leaf classes have been reduced 50 per cent.

Tobacco tornado rates on stock reduced 50 per cent.

Tornado rates on amusement parks, fair grounds, ball parks, covered bridges, elevated tanks, etc., have been reduced 20 per cent.

Tornado co-insurance credits have been increased from 10-50 per cent.

Use and occupancy rates on the per diem basis have been reduced approximately 22 per cent.

Breach of warranty clause which formerly voided the entire policy is now limited to the item only where the breach of warranty exists.

Under the dwelling schedule, no charge is now made for cast iron vents from stoves and grates.

The number of automobiles in dwelling class was formerly limited to three, and this limit has now been increased to twelve cars.

Dwellings of fire proof construction are now subject to wind resistive co-insurance credit.

Under the abstract, lodge halls were formerly treated as regular mercantile risks. A special table of rates is now published, which means an approximate reduction on this class of 17½ per cent.

Under farm rules, protected dwellings are now granted a reduction or credit of 25c.

Under sprinklered risk, the wood working class was recently granted and an approximate reduction of 25 per cent.

Mercantile contents rates reduced about 10 per cent.

Fire and theft automobile rates for Covington territory have been given the same classification as the Cincinnati territory.

Drug store and patent medicine occupancy charges have been reduced 50 per cent in brick buildings and 37½ per cent in frame buildings.

Whipped stocks occupancy charge has been reduced 28 per cent in brick buildings.

Willow ware stock charge has been reduced 20 per cent in brick buildings.

Under basis rate, fire proof building charge for additional story has been reduced 20 per cent.

Hogshead storage basis rates have been reduced 20 per cent for fire proof construction and 11 per cent for brick construction.

Frame rates on this class have been reduced about 5 per cent.

Average rates on automobile filling stations have been reduced about 65 per cent.

These rates were formerly made up on the basis of specific rates with value submitted, but now take blanket average rate of $1.00.

Oil distributing stations, average rates have been reduced approximately 65 per cent. The former average rates being made up on the basis of value submitted and on specific rates, the present average rate now being $1.25.

Wall damage charges have been reduced from one-half to three-fourths, depending upon the percentage length of exposed wall.

Street grating protection formerly required that the mesh be one-eighth inch. One-fourth inch has been adopted.

We are pleased to report that through the above arrangement and in connection with our efforts in other directions, we find it results in a net reduction of 2¾%, which will, when applied to the gross premiums, save the property owners of the state the enormous sum of $287,899.00.

In view of this great saving, we feel that our efforts in behalf of the property owners of the state have not been in vain.

All of which we respectfully submit.

Very truly yours,

H. M. BOSWORTH,

Chief Deputy Auditor.

DEPARTMENT OF FIRE PREVENTION AND RATES

The state law provides that every stock insurance company authorized to effect insurance against the risk of loss or damaged by fire in this Commonwealth, shall, before being permitted to write fire insurance in this Commonwealth, be a member of or maintain a rating bureau. The Kentucky Actuarial Bureau with headquarters in Louisville has as its members all companies authorized to do business in Kentucky, and is therefore the rate making body for our state.

The Analytic System for the measurement of relative fire hazard is the standard schedule applied in rating every city and town under the supervision of this department. When a city has been inspected and rates ready for publication, a copy of every published rate is forwarded to this office, which becomes a permanent record in the files of this office.

As all cities and towns are graded according to their degree of fire protection and rated accordingly, this department has directed considerable attention toward the work of assisting municipal officers in bettering the fire protection for their respective towns, by the purchasing of fire fighting apparatus, additional equipment, improvement of water works systems, the holding of drills by the departments, the installation of fire alarm systems, the adoption of building laws and fire prevention ordinances and assisting the city officials in complying with all details of recommendations that results in more efficient fire protection.

I consider this an extremely important branch of our work and greatly beneficial to the people of the state, for in addition to those towns receiving lower rates or retaining their present grading, they receive the benefit of better and more efficient fire protection. With this end in view, many addresses were made by our field supervisor before city and town officials, committees, civic organizations, and mass meetings of citizens, called for the purpose of considering fire protection.

As a result of the above work the following cities and towns of the state were re-classified as follows:

Clay reduced from 10th to 9th class.
Drakesboro reduced from 10th to 9th class.
Fulton reduced from 8th to 7th class.
Guthrie reduced from 9th to 8th class.
Harlan reduced from 9th to 7th class.
Hazard reduced from 10th to 7th class.
N. Middletown reduced from 10th to 9th class.
Jeffersontown reduced from 10th to 9th class.
Prestonsburg reduced from 10th to 9th class.
Sebree reduced from 10th to 9th class.
Shelbyville reduced from 7th to 6th class.
Monticello reduced from 10th to 9th class.
Winchester reduced from 7th to 6th class.

Ashland is now rated as 6th class but will make improvements which will entitle it to a 4th class rating.

Henderson is now rated as 7th class but is making improvements which will entitle it to 6th class rating.

Lexington is now rated as 5th class and is considering improvements which will entitle it to 3rd class.

Prestonsburg is now rated as 9th class, but is considering improvements which will entitle it to 8th class.

As a result of the above reclassification, these cities will secure a material reduction in their insurance rates.

Many surveys indicates that a charge is made for defects and structural conditions.

Such defects are termed after-charges and in most instances can be corrected by the assured at a nominal expense. It has been our experience that when these conditions are called to the attention of the property owners, they will, in a majority of cases, make improvements recommended,

thereby reducing their insurance rate, as well as removing a fire hazard, which relates directly to our work of fire prevention.

There were 7,885 cases of the above character in which the insurance rate was reduced, which produced a net saving of thousands of dollars to the assured.

The following table shows the cities and number of individual cases where the rate of insurance was reduced through the above outlined operations.

Allias	2	Brooksville	2
Alexander	6	Carlisle	18
Ashland	38	Campbellsville	8
Augusta	4	Cadiz	2
Apex	6	Clarkson	4
Barbourville	5	Cleaton	7
Bardwell	7	Clay	12
Barlow	6	Corbin	10
Beaver Dam	16	Corydon	6
Bellevue	40	Columbia	11
Benton	1	Clutts	1
Berea	23	Caneyville	1
Benham	5	Central City	90
Blackey	5	Cecelia	8
Big Shoals	4	Crab Orchard	5
Bowling Green	78	Coxton	5
Broad-Bottom	3	Cave City	2
Butler	6	Cloverport	3
Big Springs	4	Crofton	8
Barlow	18	Covington	252
Brandenburg	3	Clinton	4
Big Clifty	3	Campton	6
Beattyville	4	Corinth	4
Berry	2	Cynthiana	30
Buechel	8	Centertown	12

Carrollton	15	Hopkinsville	50
Drakesboro	7	Hodgenville	8
Dry Ridge	10	Henshaw	4
Dayton	25	Hickman	4
Douglas	5	Hawesville	3
Dixon	2	Hazel Green	2
Dizney	2	Hazel	4
Danville	38	Harlan	14
Dawson Springs	25	Hardinsburg	3
Earlington	10	Henderson	164
Evarts	6	Hazard	17
Ewing	6	Horse Cave	16
Estill	2	Halderman	7
Edmonton	8	Hardin	4
Elizabethtown	36	Jellico	2
Elkhorn City	3	Jeffersontown	11
Eminence	5	Jackson	3
Emma	3	Jamestown	3
Falmouth	28	Kuttawa	3
Four Mile	11	Kyrock	53
Franklin	10	Island	17
Fulton	7	Irvine	38
Ft. Thomas	16	Irvington	4
Flemingsburg	70	Junction City	9
Fredonia	13	Kevil	1
Freeburn	5	Ludlow	39
Frankfort	60	Leitchfield	36
Grayson	1	Livermore	14
Georgetown	45	Lawrenceburg	20
Greenville	35	Ligon	9
Glasgow	71	Lebanon	11
Greensburg	14	Lancaster	6
Glencoe	4	LaGrange	11
Glasgow Jct.	7	Lebanon Junction	4
Garrett	3	Lafayette	3
Harrodsburg	19	Lexington	505

LaCenter	7	Owensboro	169
Madisonville	62	Olive Hill	1
McHenry	16	Owenton	3
Lynch	2	Paducah	54
Livingston	5	Paris	55
London	9	Pembroke	4
Louisa	3	Prestonsburg	1
Louisville	2,364	Petersburg	3
Maysville	25	Paintsville	3
Mt. Vernon	5	Parksville	2
Marion	20	Paint Lick	3
Monticello	9	Pikeville	23
Mt. Sterling	30	Providence	16
Mexico	2	Princeton	18
Morton	1	Pineville	7
Middlesboro	6	Peg	3
Millersburg	10	Pleasureville	3
Midway	11	Ravenna	5
Morganfield	17	Richmond	27
Middletown	4	Robards	6
Mayslick	6	Rowletts	5
Millersburg	4	Rockport	4
Munfordsville	12	Russellville	41
Mossey Bottom	1	Shelbyville	41
Mountain Ash	1	St. Charles	9
Murray	9	Stanton	17
Mt. Edlen	6	Scottsville	20
Milton	3	Sebree	12
Mayfield	16	Science Hill	9
Mayslick	5	Sedalia	3
Maysville	12	Sharpsburg	10
McCarr	7	Shepherdsville	11
N. Middletown	5	Slaughters	9
Nortonsville	5	Smiths Grove	4
Newport	419	Stanford	25
Nicholasville	12	Sturgis	22

Stearns	6	White Plains	12
Salt Lick	7	Waverly	2
St. Marys	6	Whitesville	5
Sturgis	10	Williamsburg	9
Somerset	28	Worthville	3
Taylorsville	19	Wilmore	13
Trenton	7	Vico	6
Tompkinsville	30	Winchester	100
Uniontown	9	Wallings Creek	6
Upton	3	Warsaw	2
Versailles	26	Walton	4
Vine Grove	7	Whitesburg	11

There are 4,000 cases in the hands of our field men that are having their attention, and we expect the usual results as rapidly as they can visit the assured, and the revised rates will be published by the Kentucky Actuarial Bureau as fast as it is practical, which will show considerable reduction.

SUMMARY OF CAUSES, NUMBER OF FIRES, VALUE OF PROPERTY, INSURANCE AND LOSS.

Causes	No.	Value	Insurance	Loss
Accumulating trash in basement	8	$154,625	$85,000	$33,300
Adjoining buildings	319	3,133,206	1,949,883	344,681
Backfire	18	81,535	6,900	32,944
Balloons, firework and Xmas	18	83,731	37,357	3,249
Barbecueing meat	3	230		24
Burning grass	14	$81,075	$72,500	$335
Burning rubbish	37	416,773	279,888	44,390
Carelessness	116	2,903,865	1,912,725	122,996

SUMMARY OF CAUSES, NUMBER OF FIRES, VALUE OF PROPERTY, INSURANCE AND LOSS—CONTINUED.

Causes	No.	Value	Insurance	Loss
Careless use of matches	94	1,697,283	1,216,966	31,624
Children playing with matches	64	131,258	78,390	7,394
Cigars and cigarettes	108	5,651,314	3,043,280	400,990
Defective flues	429	2,665,044	1,741,580	181,346
Defective gas pipes	23	145,605	95,950	3,801
Defective hearth	50	214,190	157,550	6,278
Defective heater	25	215,510	155,050	8,831
Defective stoves and furnaces	93	1,133,265	694,190	60,415
Defective wiring	107	6,822,447	4,736,320	84,063
Electric iron	21	221,190	166,750	3,570
Explosions	58	1,305,819	1,017,753	84,627
Firing tobacco	4	5,800		5,800
Friction	3	1,137,500	760,000	201
Gasoline and gas	41	183,890	80,415	17,955
Hot ashes and coals	58	352,980	218,800	5,658
Ignition of grease	1	2,000	1,500	10
Incendiary	45	467,939	363,293	101,063
Lamps and torches	36	1,690,365	1,715,750	21,280
Lightning	15	303,262	208,525	9,711
Mice and matches	7	24,190	19,250	488
Oil mop	1	12,500	3,500	386
Oil stoves	37	266,160	145,505	18,636
Overheated boiler	1	60,625	48,500	1,371
Overheated motor	2	20,000	13,000	75
Overheated pipes	5	195,250	144,500	119
Overheated stills	5	28,000	19,000	9,098
Overheated stoves and furnaces	99	2,155,056	1,491,432	274,368
Short circuit	35	1,442,347	1,104,010	23,371
Smoking in bed	18	328,610	229,300	5,753
Sparks from flue	698	4,172,352	2,493,622	166,663
Sparks from train	6	32,150	14,500	5,319

SUMMARY OF CAUSES, NUMBER OF FIRES, VALUE OF PROPERTY, INSURANCE AND LOSS—CONTINUED.

Causes	No.	Value	Insurance	Loss
Spontaneous combustion	55	3,536,540	2,509,615	279,049
Storm	5	9,000	500	5,050
Unknown	501	9,922,574	6,735,453	2,783,097
Water damage	20	869,315	598,200	39,954
Totals	3,320	$54,276,325	$36,366,202	$5,229,333

Table showing the number of fires occurring from January 1, 1924, to June 30, 1925, and the number of frame and brick residences, sheds, stables, barns and other frame, brick and concrete buildings, autos, wagons, street cars, and miscellaneous properties, i. e., incubators, lumber, telephone poles, railroad ties, oil tanks, etc., damaged by fire and causes assigned.

CAUSES	Frame residences	Brick residences	Sheds, stables and barns	Other frame buildings	Other brick and concrete buildings	Autos, wagons and street cars	Miscellaneous properties	Totals
Accumulating trash in basement	3	2	2	1				8
Adjoining buildings	187	30	32	35	33		2	319
Backfire	1	1			1	14	1	18
Balloons, fireworks and Xmas	7	6	2		2		1	18
Barbecueing meat	2		1					3
Burning grass	2		5	4		1	2	14

CAUSES	Frame residences	Brick residences	Sheds, stables and barns	Other frame buildings	Other brick and concrete buildings	Autos, wagons and street cars	Miscellaneous properties.	Totals
Burning rubbish	17	3	4	10	2		1	37
Carelessness	39	26	2	14	30	3	2	116
Careless use of matches	43	22	4	9	14	1	1	94
Children playing with matches	22	7	22	9	2	2		64
Cigars and cirgarettes	34	13	9	11	34		7	108
Defective flues	307	66	5	24	25		2	429
Defective gas pipes	8	7			6	1	1	23
Defective hearth	37	11		2				50
Defective heater	9	10	1	3	2			25
Defective stoves and furnaces	54	18	3	6	10	2		93
Defective wiring	28	8	3	12	22	34		107
Electric iron	15	3		1	2			21
Explosions	23	10	5	6	14			58
Firing tobacco				4				4
Friction					2		1	3
Gasoline and gas	13	7	1	5	7	7	1	41
Hot ashes and coals	23	15	6	11	3			58
Ignition of grease	1							1
Incendiary	13	3	6	15	7		1	45
Lamps and torches	15	4	3	7	5		2	36
Lightning	8	1	1	3	2			15
Mice and matches	3	3		1				7
Oil mop	1							1
Oil stoves	26	6		1	3		1	37
Overheated boiler					1			1
Overheated motor	1				1			2
Overheated pipes	2	3						5
Overheated stills	4	1						5

CAUSES	Frame residences	Brick residences	Sheds, stables and barns	Other frame buildings	Other brick and concrete buildings	Autos, wagons and street cars	Miscellaneous properties	Totals
Overheated stoves and furnaces	58	14		13	14			99
Short circuit	4	2		7	12	10		35
Smoking in bed	7	2	1	2	5		1	18
Sparks from flue	572	87	5	19	13		2	698
Sparks from train	2		3	1				6
Spontaneous combustion	14	6	6	6	22		1	55
Storms	4		1					5
Unknown	227	30	67	74	97	2	4	501
Water damage	5	3	3	3	6			20
Totals	1841	430	203	319	399	77	34	3303

DISPOSITION OF FIRES AS REPORTED OF INCENDIARY AND UNKNOWN ORIGIN

Number of fires reported to have been of incendiary origin 405
Number of fires reported to have been of unknown origin 501
Number of fires reported of incendiary origin investigated 297
Number of fires reported of unknown origin investigated 63
Total number of fires investigated 360
Number of cases upon which indictment was returned 70
Number of convictions 18
Number of cases pending in court 28

You will note from the above that three hundred and sixty (360) investigations were made, two hundred and ninety-seven (297) of which were fires reported as of incendiary origin and sixty-three (63) reported to have been of unknown origin and indicating that arson may have been committed.

STATEMENT OF FIRES REPORTED BY THE MONTH

From January 1, 1924, to June 30th, 1925.

1924			
January	322	November	199
February	223	December	282
March	223	1925	
April	283	January	212
May	89	February	199
June	66	March	192
July	116	April	127
August	103	May	135
September	141	June	100
October	179	Total	3,285

RECAPITULATION

Showing the nature of orders issued from January 1, 1924, to June 30th, 1925.

Erect standard fire escapes	280
Raze buildings	26
Post "No Smoking Signs"	2,449
Protect floors under stoves	1,264
Correct stove pipe clearance	429
Correct electrical defects	767
Remove rubbish	416
Repair broken plaster	353
Install approved gasoline container	258
Eliminate open heat from building where inflammables are used	217
Make rubber gas connections rigid	208

Screen cellar gratings	407
Make furnace breeching safe	65
Correct defective flue	65
Install approved metal lockers	61
Install pilot light on electric iron	75
Correct swinging gas jets	45
Repair damaged wall	5
Correct defective cord wiring	89
Install approved waste cans	211
Remove stove from building where inflammables are used	9
Repair buildings	26
Miscellaneous inspections made with no orders issued	7,450
Total	15,335

TABLE SHOWING THE NUMBER AND NATURE OF STATE ORDERS ISSUED

ASHLAND, KENTUCKY

Erect fire escape	3
Raze building and remove all debris	3

ARLINGTON, KENTUCKY

Repair building	1

BOWLING GREEN, KENTUCKY

Erect fire escape	2
Change outside doors to open outward	2
Repair stairway	1
Exists made in building	1

CATLETTSBURG, KENTUCKY

Erect fire escape	1
Install fire extinguishers	1

CENTRAL CITY, KENTUCKY

Erect fire escape	3
Raze building and remove all debris	1

COVINGTON, KENTUCNY

Erect fire escape	3
Change outside doors to open outward	1
Raze building and remove all debris	2

CYNTHIANA, KENTUCKY

Erect fire escape	4
Install fire extinguishers	2
Raze building and remove debris	4

CRITTENDEN, KENTUCKY

Raze building and remove all debris	1

DANVILLE, KENTUCKY

Install exit lights and signs	1
Reconstruct picture show booth	1
Exits made in building	1

FALMOUTH, KENTUCKY

Repair chimneys	1

FRANKFORT, KENTUCKY

Remove rubbish	1

FRANKLIN, KENTUCKY

Exits made in building	1

FULTON, KENTUCKY

Raze building and remove all debris	1
Discontinue use of building as a dry cleaning plant	1

GEORGETOWN, KENTUCKY

Erect fire escape	1
Remove all rubbish	1

HENDERSON, KENTUCKY

Erect fire escape	2
Raze building and remove all debris	2
Remove rubbish	2
Repair building	2

HAZARD, KENTUCKY

Erect fire escape	2

LEXINGTON, KENTUCKY

Raze building and remove all debris	2
Erect fire escape	2
Install adequate fire gong	1

LOUISA, KENTUCKY

Erect fire escape	1
Install fire extinguishers	2
Erect stairway	1

LOUISVILLE, KENTUCKY

Erect fire escape	3
Install fire extinguishers	1
Discontinue use of building as a dry cleaning plant	1

LEBANON JUNCTION, KENTUCKY

Rebuild flues	1

MIDDLESBORO, KENTUCKY

Replace wooden floor with concrete floor	1
Erect fire wall of brick	1

NEW CASTLE, KENTUCKY

Repair picture show	1

OWENSRORO, KENTUCKY

Erect fire escape	3
Raze building and remove all debris	6

PARIS, KENTUCKY

Raze building and remove all debris	1

SEBREE, KENTUCKY

Raze building and remove all debris	3

SHELBYVILLE, KENTUCKY

Remove rubbish	1
Remove defective wiring	1

STANFORD, KENTUCKY

Erect fire escape	1

WHITESBURG, KENTUCKY

Erect fire escape	1
Total number	91

Table showing the number of inspections made by our inspectors in which improvements were ordered and actually made and upon which a reduction in premiums was secured and on which a refund was made to the assured by the insurance companies.

ALLIAS

Post "No Smoking Signs"	2

ALEXANDER

Post "No Smoking Signs"	2
Install approved gasoline can	1
Place protection under stove	1
Correct defective flue	1
Correct stove pipe clearance	1
	6

ASHLAND

Post "No Smoking Signs"	26
Install approved gasoline can	1
Place protection under stove	2
Correct stovepipe clearance	2
Remove rubbish	1
Correct electrical defects	2
Make rubber gas hose connection rigid	2
Correct swinging gas jet	1
	38

AUGUSTA

Post "No Smoking Signs"	3
Remove rubbish	1
	4

APEX

Post "No Smoking Signs"	5
Correct stovepipe clearance	1
	6

BARBOURVILLE

Post "No Smoking Signs"	2
Install approved gasoline can	1
Place protection under stove	1
Remove rubbish	1
	5

BARDWELL

Post "No Smoking Signs"	1
Place protection under stove	2
Install approved gasoline can	1
Correct stovepipe clearance	1
Correct defective flue	1
Correct defective wiring	1
	7

BARLOW

Install approved gasoline can	1
Correct stovepipe clearance	2
Correct defective flue	2
Correct broken plaster	1
	6

BEAVER DAM

Post "No Smoking Signs"	5
Place protection under stove	3

Correct defective flue	3
Correct stovepipe clearance	5
	16

BELLEVUE

Post "No Smoking Signs"	7
Place protection under stove	13
Install approved gasoline can	4
Correct electrical defects	3
Make rubber gas hose connection rigid	3
Correct stovepipe clearance	5
Correct defective flue	5
	40

BENTON

Post "No Smoking Signs"	1

BEREA

Post "No Smoking Signs"	5
Install approved gasoline container	4
Place protection under stove	4
Install metal lockers	1
Correct stovepipe clearance	4
Remove rubbish	2
Correct electrical defects	3
	23

BENHAM

Place protection under stove	2
Correct stovepipe clearance	2
Install approved gasoline container	1
	5

BLACKEY

Post "No Smoking Signs"	2
Correct stovepipe clearance	3
	5

BIG SHOALS

Post "No Smoking Signs"	2
Place protection under stove	2
	4

BOWLING GREEN

Post "No Smoking Signs"	23
Place protection under stove	15
Correct electrical defects	10
Close unscreened area to basement	5
Remove rubbish	5
Repair broken plaster	7
Remove stove where inflammables are in building	5
Correct defective flues	3
Install metal approved waste cans	3
	78

BROADBOTTOM

Post "No Smoking Signs"	3

BUTLER

Correct stovepipe clearance	2
Post "No Smoking Signs"	3
Eliminate open heat	1
	6

BIG SPRING

Post "No Smoking Signs"	3
Correct stovepipe clearance	1
	4

BARLOW

Post "No Smoking Signs"	4
Place protection under stove	2
Correct stovepipe clearance	5
Correct defective flue	2
Correct electrical defects	2

Install standard metal waste cans	2
Install approved gasoline container	1
	18

BRANDENBURG

Post "No Smoking Signs"	3

BIG CLIFTY

Post "No Smoking Signs"	2
Correct stovepipe clearance	1
	3

BEATTYVILLE

Post "No Smoking Signs"	2
Place protection under stove	1
Install approved gasoline container	1
	4

BERRY

Store linseed oil in proper approved containers	1
Place protection under stove	1
	2

BUECHEL

Post "No Smoking Signs"	3
Place proper protection under stove	3
Correct stovepipe clearance	2
	8

BROOKSVILLE

Place protection under stove	1
Install approved gasoline container	1
	2

CARLISLE

Post "No Smoking Signs"	8
Place protection under stove	3

Correct electrical defects	3
Remove stove, where inflammables, from building	2
Install approved gasoline container	1
Remove rubbish	1
	18

CAMPBELLSVILLE

Post "No Smoking Signs"	2
Place protection under stove	2
Correct electrical defects	1
Installed approved gasoline container	1
Make rubber gas hose connection rigid	2
	8

CADIZ

Post "No Smoking Signs"	2

CLARKSON

Correct stovepipe clearance	1
Install approved gasoline container	3
	4

CLEATON

Post "No Smoking Signs"	6
Place protection under stove	1
	7

CLAY

Post "No Smoking Signs"	4
Place protection under stove	5
Install improved gasoline container	1
Install metal waste cans	1
Repair broken plaster	1
	12

CORBIN

Post "No Smoking Signs"	4
Place protection under stove	4
Correct defective wiring	2
	10

CORYDON

Post "No Smoking Signs"	1
Correct electrical defects	3
Close unscreened area to basement	1
Install standard metal waste cans	1
	6

COLUMBIA

Post "No Smoking Signs"	2
Correct electric defects	2
Remove rubbish	2
Install approved gasoline container	3
Correct defective flue	2
	11

CLUTTS

Correct electrical defects	1

CANEYVILLE

Post "No Smoking Signs"	1

CENTRAL CITY

Post "No Smoking Signs"	12
Place protection under stove	20
Correct electrical defects	20
Correct stovepipe clearance	6
Correct defective flue	8
Install approved gasoline container	4
Repair broken plaster	8
Remove rubbish	4
Install standard metal waste can	2
	90

CECELIA

Post "No Smoking Signs"	3
Eliminate open heat	2
Installed approved gasoline container	3
	8

CRAB ORCHARD

Post "No Smoking Signs"	5

COXTON

Post "No Smoking Signs"	5

CAVE CITY

Repair broken plaster	2

CLOVERPORT

Post "No Smoking Signs"	3

COMPTON

Post "No Smoking Signs"	2
Place protection under stove	2
Correct stove pipe clearance	2
	6

CORINTH

Post "No Smoking Signs"	2
Place protection under stove	3
Install approved gasoline container	1
	6

CYNTHIANA

Post "No Smoking Signs"	18
Place protection under stove	1
Screen open street grates	1
Install approved gasoline container	2
Remove rubbish	5

Close unscreened area to basement	2
Correct electrical defects	1
	30

CENTERTOWN

Post "No Smoking Signs"	4
Place protection under stove	4
Correct electrical defects	3
Correct broken plaster	1
	12

CARROLLTON

Post "No Smoking Signs"	3
Place protection under stove	1
Installed approved gasoline container	1
Correct electric defects	3
Remove rubbish	7
	15

CROFTON

Post "No Smoking Signs"	3
Place protection under stove	3
Install approved gasoline container	2
	8

COVINGTON

Post "No Smoking Signs"	60
Place protection under stove	67
Make rubber gas hose connection rigid	16
Correct electric defects	31
Rubbish removed	12
Repair broken plaster	4
Close unscreened area to basement	17
Install approved gasoline container	10
Correct stove pipe clearance	10
Install pilot light on electric iron	5

Install standard metal waste cans	11
Correct swinging gas jet	4
Correct defective flue	5
	252

CLINTON

Place protection under stove	2
Open street grates screened	1
Repair broken plaster	1
	4

DRAKESBORO

Post "No Smoking Signs"	1
Place protection under stove	2
Correct electrical defects	1
Install metal waste cans	1
Repair broken plaster	1
Correct stove pipe clearance	1
	7

DRY RIDGE

Place protection under stove	10

DAYTON

Post "No Smoking Signs"	6
Place protection under stove	16
Repair broken plaster	1
Correct electrical defects	2
	25

DOUGLAS

Post "No Smoking Signs"	5

DIXON

Place protection under stove	2

DIZNEY

Smoking signs posted	2

DANVILLE

Post "No Smoking Signs"	15
Place protection under stove	10
Close unscreened area to basement	3
Install approved gasoline can	1
Correct stove pipe clearance	4
Remove rubbish	5
	38

DAWSON SPRINGS

Post "No Smoking Signs"	2
Place protection under stove	7
Remove rubbish	1
Correct electrical defects	6
Correct stove pipe clearance	4
Correct defective flue	5
	25

EARLINGTON

Place protection under stove	1
Correct electrical defects	3
Correct stove pipe clearance	2
Remove rubbish	3
Install approved gasoline can	1
	10

EVARTS

Place protection under stove	3
Defective flue corrected	2
Post "No Smoking Signs"	1
	6

EWING

Place protection under stove	2
Correct electrical defects	2
Eliminate open heat	2
	6

ESTILL

Post "No Smoking Signs"	2

EDMONTON

Place protection under stove	4
Eliminate open heat	1
Correct electrical defects	2
Repair broken plaster	1
	8

ELIZABETHTOWN

Post "No Smoking Signs"	13
Correct stove pipe clearance	2
Place protection under stove	6
Remove rubbish	3
Install pilot light on electric iron	2
Repair broken plaster	3
Correct electrical defects	3
Install approved gasoline can	3
Install standard metal waste cans	1
	36

ELKHORN CITY

Place protection under stove	2
Correct electrical defects	1
	3

EMINENCE

Post "No Smoking Signs"	3
Place protection under stove	2
	5

EMMA

Post "No Smoking Signs"	2
Place protection under stove	1
	3

FALMOUTH

Post "No Smoking Signs**"	8
Place protection under stove	10
Close unscreened area to basement	1
Correct electrical defects	6
Install approved gasoline container	2
Install pilot light on electric iron	1
	28

FOUR MILE

Place protection under stove	2
Correct electrical defects	4
Correct stove pipe clearance	5
	11

FRANKLIN

Post "No Smoking Signs"	3
Correct electrical defects	2
Install approved gasoline container	1
Place protection under stove	2
Repair broken plaster	1
Install pilot light on electric iron	1
	10

FULTON

Post "No Smoking Signs"	1
Correct electrical defects	3
Install approved gasoline container	2
Correct stove pipe clearance	1
	7

FT. THOMAS

Post "No Smoking Signs"	1
Place protection under stoxe	6
Correct electrical defects	3

Correct stove pipe clearance	3
Install approved gasoline container	1
Make rubber gas hose connection rigid	2
	16

FLEMINGSBURG

Post "No Smoking Signs"	6
Place protection under stove	26
Correct electrical defects	15
Install approved gasoline container	3
Remove rubbish	10
Repair broken plaster	4
Correct defective flue	4
	70

FREDONIA

Post "No Smoking Signs"	3
Place protection under stove	4
Install pilot light on electric iron	2
Correct defective flue	2
Correct stove pipe clearance	2
	13

FREEBURN

Post "No Smoking Signs"	3
Correct stove pipe clearance	2
	5

FRANKFORT

Post "No Smoking Signs"	18
Place protection under stove	8
Close unscreened area to basement	4
Repair broken plaster	2
Rubber gas hose connection made rigid	6
Correct swinging gas jet	2
Correct stove pipe clearance	6

Correct electrical defects	6
Install pilot light on electric iron	2
Remove rubbish	6
	60

GRAYSON

Correct defective flue	1

GEORGETOWN

Post "No Smoking Signs"	10
Place protection under stove	10
Install approved gasoline can	2
Close unscreened area to basement	7
Correct defective flue	5
Repair broken plaster	3
Correct electrical defects	5
Correct stove pipe clearance	3
	45

GLASGOW

Post "No Smoking Signs"	14
Place protection under stove	20
Repair broken plaster	8
Close unscreened area to basement	3
Rubber gas hose connection made rigid	4
Electrical defects corrected	12
Correct stove pipe clearance	4
Correct open street grates	6
	71

GREENSBURG

Post "No Smoking Signs"	8
Eliminate open heat	2
Rubber gas hose connection made rigid	2
Install standard metal waste can	2
	14

GLENCOE

Post "No Smoking Signs"	2
Install approved gasoline container	2
	4

GLASGOW JUNCTION

Post "No Smoking Signs"	3
Place protection under stove	4
	7

GARRETT

Post "No Smoking Signs"	1
Correct stove pipe clearance	2
	3

GREENVILLE

Post "No Smoking Signs"	8
Place protection under stove	10
Correct electrical defects	8
Correct defective flue	4
Close unscreened area to basement	5
	35

HARRODSBURG

Post "No Smoking Signs"	6
Correct electrical defects	2
Place protection under stove	5
Install standard metal waste can	3
Repair broken plaster	2
Remove rubbish	1
	19

HOPKINSVILLE

Post "No Smoking Signs"	14
Place protection under stove	10
Correct electrical defects	8

Install pilot light on electric iron	3
Correct stove pipe clearance	5
Repair broken plaster	2
Close unscreened area to basement	4
Remove rubbish	4
	50

HODGENVILLE

Place protection under stove	3
Repair broken plaster	1
Correct stove pipe clearance	1
Install approved gasoline container	1
Remove rubbish	1
Correct defective flue	1
	8

HENSHAW

Post "No Smoking Signs"	2
Place protection under stove	2
	4

HICKMAN

Post "No Smoking Signs"	3
Remove rubbish	1
	4

HAWESVILLE

Correct electrical defects	1
Close unscreened area to basement	1
Remove stove, where inflammables are used from building	1
	3

HAZEL GREEN

Post "No Smoking Signs"	2

HAZEL

Remove rubbish	1
Correct stove pipe clearance	1
Correct electrical defects	1
Correct defective flue	1
	4

HARLAN

Post "No Smoking Signs"	2
Place protestion under stoves	6
Remove rubbish	2
Correct electric defects	3
Repair broken plaster	1
	14

HARDINSBURG

Post "No Smoking Signs"	1
Install approved metal waste cans	1
Place proper protection under stove	1
	3

HENDERSON

Post "No Smoking Signs"	40
Place protection under stove	24
Correct electrical defects	34
Eliminate open heat	2
Install approved gasoline can	5
Install standard metal waste can	14
Correct stove pipe clearance	5
Make clearance to furnace breeching standard	4
Remove stove where inflammables are used from building	3
Make rubber gas hose connection rigid	6
Close unscreened area to basement	12
Remove rubbish	5
Install pilot light on electric iron	6
Correct swinging gas jet	4
	164

HAZARD

Post "No Smoking Signs"	4
Place protection under stove	2
Correct electrical defects	4
Remove rubbish	3
Close unscreened area to basement	2
Make clearance to furnace breeching standard	1
Open street grates screened	1
	17

HORSE CAVE

Post "No Smoking Signs"	5
Place protection under stove	6
Correct electrical defects	2
Close unscreened area to basement	3
	16

HALDERMAN

Install standard metal waste cans	1
Correct stove pipe clearance	2
Eliminate open heat	1
Approved metal lockers	1
Correct electrical defects	2
	7

HARDIN

Post "No Smoking Signs"	2
Place protection under stove	2
	4

JELLICO

Post "No Smoking Signs"	1
Protection under stove	1
	2

JEFFERSONTOWN

Post "No Smoking Signs"	3
Protection under stove	3
Correct defective flue	3
Correct stove pipe clearance	2
	11

JACKSON

Post "No Smoking Signs"	2
Install approved standard metal waste cans	1
	3

JAMESTOWN

Post "No Smoking Signs"	1
Correct defective flue	3
	4

KUTTAWA

Correct defective flue	1
Correct electrical defects	2
	3

KYROCK

Post "No Smoking Signs"	30
Protection under stove	5
Correct electrical defects	10
Correct stove pipe clearance	4
Install pilot on electric iron	4
	53

ISLAND

Post "No Smoking Signs"	3
Place protection under stove	3
Install approved gasoline can	3

Correct defective flue	2
Correct stove pipe clearance	6
	17

IRVINE

Post "No Smoking Signs"	6
Place protection under stove	10
Correct electrical defects	6
Correct stove pipe clearance	10
Remove rubbish	3
Correct defective flue	3
	38

IRVINGTON

Post "No Smoking Signs"	1
Install standard metal waste cans	1
Eliminate open heat	1
Install approved gasoline container	1
	4

JUNCTION CITY

Post "No Smoking Signs"	3
Correct electrical defects	2
Protection under stove	2
Correct defective flue	2
	9

KEVIL

Remove rubbish	1

LUDLOW

Post "No Smoking Signs"	5
Protection under stove	16
Correct electrical defects	6
Rubber gas hose connection made rigid	4
Remove rubbish	4
Install approved gasoline can	4
	39

LEITCHFIELD

Post "No Smoking Signs"	12
Protection under stove	7
Correct electrical defects	6
Correct defective flue	5
Correct stove pipe clearance	6
	36

LIVERMORE

Post "No Smoking Signs"	6
Correct electrical defects	4
Correct defective flue	4
	14

LAWRENCEBURG

Post "No Smoking Signs"	5
Protection under stove	5
Approved gasoline container	5
Remove rubbish	5
	20

LIGON

Protection under stove	2
Correct stove pipe clearance	3
Correct electrical defects	4
	9

LEBANON

Post "No Smoking Signs"	4
Protection under stove	3
Correct electrical defects	2
Remove rubbish	1
Close unscreened area to basement	1
	11

LANCASTER

Post "No Smoking Signs	6

LA GRANGE

Post "No Smoking Signs"	4
Protection under stove	4
Close unscreened area to basement	2
Install standard approved metal waste cans	1
	11

LEBANON JUNCTION

Post "No Smoking Signs"	2
Correct electrical defects	1
Install approved gasoline container	1
	4

LAFAYETTE

Protection under stove	2
Correct defective flue	1
	3

LEXINGTON

Place protection under stove	100
Post "No Smoking Signs"	80
Correct defective wiring	36
Eliminate open heat	12
Install approved gasoline container	20
Install standard approved waste container	22
Correct stove pipe clearance	50
Furnace breeching clearance corrected	18
Rubber gas hose connection made rigid	21
Stove removed where inflammables are used	2
Closed unscreened area to basement	32
Remove rubbish	30
Repair broken plaster	25
Correct defective flues	20

Install approved steel lockers	6
Correct swinging gas jets	11
	505

LA CENTER

Place protection under stove	3
Post "No Smoking Signs"	4
	7

MADISONVILLE

Place protection under stove	18
Post "No Smoking Signs"	11
Correct defective wiring	20
Correct stovepipe clearance	2
Remove rubbish	2
Correct defective flue	3
Close unscreened area to basement	1
Repair brick wall	1
Install approved gasoline container	2
	62

MCHENRY

Remove stove from building where inflammables are used	1
Correct stove pipe clearance	6
Install standard approved waste can	4
Post "No Smoking Signs"	3
Install pilot light on electric iron	1
Correct swinging gas jet	1
	16

LYNCH.

Stove pipe clearance corrected	1
Correct defective flues	1
	2

LIVINGSTON.

Protection under stove	2
Correct defective flue	3
	5

LONDON.

Protection under stove	2
Correct defective flue	1
Correct electrical defects	4
Post "No Smoking Signs"	2
	9

LOUISA.

Post "No Smoking Signs"	3

LOUISVILLE.

Place protection under stove	340
Post "No Smoking Signs"	360
Correct electrical defects	280
Eliminate open heat	158
Install approved gasoline can	98
Install standard metal waste can	91
Correct stove pipe clearance	115
Make clearance to furnace breeching standard	22
Make rubber gas hose connection rigid	111
Remove stove, where inflammables are used, from building	36
Close unscreened area to basement	192
Remove rubbish	195
Repair broken plaster	200
Correct defective flue	81
Install approved steel lockers	34
Install pilot light on electric iron	40
Correct swinging gas jet	11
	2,364

MAYSVILLE.

Post "No Smoking Signs"	7
Remove rubbish	8
Install standard metal waste can	1
Close unscreened area to basement	2
Correct electrical defects	2
Correct stove pipe clearance	2
Place protection under stove	2
Repair broken plaster	1
	25

MT. VERNON.

Post "No Smoking Signs	2
Remove rubbish	1
Correct stove pipe clearance	2
	5

MARION.

Install standard metal waste cans	4
Repair broken plaster	2
Eliminate open heat	2
Correct defective flue	1
Remove rubbish	3
Post "No Smoking Signs"	3
Correct electrical defects	2
Place protection under stove	3
	20

MONTICELLO.

Place protection under stove	2
Post "No Smoking Signs"	3
Correct electrical defects	2
Correct stove pipe clearance	1
Building repaired	1
	9

MT. STERLING.

Place protection under stove	10
Correct electrical defects	5
Post "No Smoking Signs"	9
Install approved gasoline container	4
Remove rubbish	2
	30

MEXICO.

Correct electrical defects	1
Correct stove pipe clearance	1
	2

MORTON.

Correct electrical defects	1

NORTH MIDDLETOWN.

Post "No Smoking Signs"	1
Place protection under stove	3
Correct electrical defects	1
	5

MIDDLESBORO.

Post "No Smoking Signs"	5
Eliminate open heat	1
	6

MILLERSBURG.

Post "No Smoking Signs"	5
Correct electrical defects	4
Place protection under stove	2
Remove rubbish	2
Repair broken plaster	1
	14

MIDWAY.

Post "No Smoking Signs"	5
Place protection under stove	3
Remove rubbish	2
Correct electrical defects	1
	11

MORGANFIELD.

Install standard metal waste can	1
Post "No Smoking Signs"	5
Correct stove pipe clearance	4
Correct electrical defects	3
Place protection under stove	3
Close unscreened area to basement	1
	17

MIDDLETOWN.

Post "No Smoking Signs"	2
Correct electrical defects	2
	4

MAYSLICK.

Place protection under stove	2
Correct defective flue	1
Post "No Smoking Signs"	5
	8

MUNFORDSVILLE.

Correct electrical defects	2
Post "No Smoking Signs"	2
Remove rubbish	1
	5

MILTON.

Post "No Smoking Signs"	1
Place protection under stove	1
Close unscreened area to basement	1
	3

MAYFIELD.

Post "No Smoking Signs"	4
Place protection under stove	3
Correct stove pipe clearance	5
Repair broken plaster	2
Eliminate open heat	2
	16

MAYSVILLE.

Post "No Smoking Signs"	3
Place protection under stove	4
Close unscreened area to basement	4
Repair broken plaster	1
	12

McCARR.

Post "No Smoking Signs"	4
Install approved standard metal waste can	2
Rubber gas hose connection made rigid	1
	7

MUNFORDSVILLE.

Remove rubbish	3
Post "No Smoking Signs"	2
Correct electrical defects	1
Install approved standard metal waste can	1
	7

MOSSEY BOTTOM.

Correct electrical defects	1

MOUNTAIN ASH.

Post "No Smoking Signs"	1

MURRAY.

Correct electrical defects	3
Place protection under stove	4
Repair broken plaster	2
	9

MT. EDEN.

Post "No Smoking Signs"	1
Place protection under stove	3
Correct defective flue	2
	6

NORTONSVILE.

Post "No Smoking Signs"	2
Place protection under stove	2
Close unscreened area to basement	1
	5

NEWPORT.

Post "No Smoking Signs"	81
Place protection under stove	105
Correct electrical defects	45
Eliminate open heat	10
Install approved gasoline container	17
Install standard waste can	6
Correct stove pipe clearance	12
Make clearance to furnace breeching standard	20
Rubber gas hose connection made rigid	25
Remove rubbish	17
Close unscreened area to basement	36
Repair broken plaster	15
Correct defective flue	7
Install approved steel lockers	6
Install pilot light on electric iron	5
Correct swinging gas jet	5
Stove removed from building where inflammables are used	7
	419

NICHOLASVILLE

Post "No Smoking Signs"	1
Correct electrical defects	3
Close unscreened area to basement	4
Install standard approved gasoline can	2
Install pilot on electric iron	1
Correct stove pipe clearance	1
	12

PADUCAH

Post "No Smoking Signs"	3
Place protection under stove	1
Correct electrical defects	2
Remove rubbish	3
Install approved metal waste cans	2
Repair broken plaster	1
	12

OWENSBORO

Post "No smoking signs"	48
Place protection under stove	38
Correct electrical defects	20
Eliminate open heat	5
Install approved gasoline can	5
Install standard metal waste cans	5
Correct stove pipe clearance	17
Make clearance to furnace breeching standard	6
Rubber gas hose connection made rigid	1
Remove rubbish	11
Close unscreened area to basement	20
Repair broken plaster	11
Correct defective flue	11
Install approved steel lockers	6
Correct swinging gas jets	
Remove stove from building where inflammables are used	5
	169

OLIVE HILL

Post "No Smoking Signs"	1

OWENTON

Place protection under stove	3

PARIS

Post "No Smoking Signs"	28
Place protection under stove	8
Close unscreened area to basement	1
Correct stove pipe clearance	3
Rubber gas hose connection made rigid	3
Correct electrical defects	3
Eliminate open heat	4
Correct defective flue	3
Repair broken plaster	2
	55

PEMBROKE

Close unscreened area to basement	1
Post "No Smoking Signs"	1
Place protection under stove	2
	4

PRESTONSBURG

Close unscreened area to basement	1

PETERSBURG

Place protection under stove	2
Correct stove pipe clearance	1
	3

PAINTSVILLE

Place protection under stove	1
Post "No Smoking Signs"	2
	3

PARKSVILLE

Post "No Smoking Signs"	2

PAINT LICK

Correct defective flue	1
Post "No Smoking Signs"	2
	3

PIKEVILLE

Post "No Smoking Signs"	7
Place protection under stove	4
Correct electrical defects	4
Correct stove pipe clearance	4
	23

PROVIDENCE

Place protection under stove	6
Post "No Smoking Signs"	2
Install pilot light on electric iron	1
Correct defective flue	3
Close unscreened area to basement	4
	16

PRINCETON

Correct electrical defects	4
Post "No Smoking Signs"	5
Correct defective flue	2
Place protection under stove	2
Close unscreened area to basement	2
Repair broken plaster	3
	18

PINEVILLE

Post "No Smoking Signs"	1
Correct defective flue	1
Place protection under stove	2
Install approved gas can	3
	7

PEG

Post "No Smoking Signs"	3

PLEASUREVILLE

Correct electrical defects	2
Post "No Smoking Signs"	1
	3

PADUCAH

Post "No Smoking Signs"	10
Correct electrical defects	6
Correct defective flue	7
Rubber gas hose connection made rigid	3
Repair broken plaster	3
Remove rubbish	3
Eliminate open heat	3
Place protection under stove	4
Install metal waste cans	3
	42

RAVENNA

Place protection under stove	3
Correct defective flue	2
	5

RICHMOND

Post "No Smoking Signs"	10
Correct stove pipe clearance	3
Place protection under stove	4
Correct electrical defects	2
Close unscreened area to basement	4
Eliminate open heat	2
Repair broken plaster	1
Install pilot light on electric iron	1
	27

ROBARDS

Correct stove pipe clearance	4
Correct defective flue	1
Furnace breeching made standard	1
	6

ROWLETTS

Correct electrical defects	3
Post "No Smoking Signs"	2
	5

ROCKPORT

Correct electrical defects	2
Eliminate open heat	1
Remove rubbish	1
	4

RUSSELLVILLE

Close unscreened area to basement	2
Place protection under stove	5
Correct electrical defects	2
Make furnace breeching standard	2
Post "No Smoking Signs"	3
Repair broken plaster	2
	16

SHELBYVILLE

Post "No Smoking Signs"	4
Place protection under stove	11
Install pilot light on electric iron	2
Correct electrical defects	10
Repair building	1
Eliminate open heat	3
Install approved gasoline container	2
Remove rubbish	4
Correct stove pipe clearance	3
Install drip cups	1
	41

ST. CHARLES

Place protection under stove	4
Install approved gasoline container	1
Post "No Smoking Signs"	2
Correct electrical defects	2
	9

STANTON

Place protection under stove	3
Post "No Smoking Signs"	5
Install approved metal waste cans	4
Correct electrical defects	3
Remove rubbish	2
	17

SCOTTSVILLE

Place protection under stove	5
Correct electrical defects	4
Install approved metal waste can	3
Post "No Smoking Signs"	4
Correct stove pipe clearance	3
Install metal lined bin	1
	20

SEBREE

Correct electrical defects	3
Post "No Smoking Signs"	2
Place protection under stove	3
Install approved metal waste cans	2
Correct stove pipe clearance	2
	12

SCIENCE HILL

Correct stove pipe clearance	1
Post "No Smoking Signs"	2
Place protection under stove	5

Install approved gasoline can	1
Correct defective flue	1
	9

SEDELIA

Post "No Smoking Signs"	2
Place protection under stove	1
	3

SHARPSBURG

Place protection under stove	1
Correct electrical defects	3
Remove rubbish	2
Install standard metal waste cans	2
Repair broken plaster	1
Eliminate open heat	1
	10

SHEPHERDSVILLE

Post "No Smoking Signs"	3
Correct defective flue	2
Place protection under stove	2
Install standard metal waste cans	2
Eliminate open heat	1
Stove pipe clearance corrected	1
	11

SLAUGHTERS

Post "No Smoking Signs"	2
Install standard metal waste cans	1
Correct electrical defects	3
Place protection under stove	2
Correct stove pipe clearance	1
	9

SMITHS GROVE

Place protection under stove	1
Post "No Smoking Signs"	3
	4

STANFORD

Install approved gasoline container	2
Post "No Smoking Signs"	8
Correct electrical defects	5
Place protection under stove	3
Close unscreened area to basement	1
Repair broken plaster	3
Remove rubbish	3
Correct stove pipe clearance	
	25

STURGIS

Correct electrical defects	6
Correct defective flue	1
Repair broken plaster	2
Close unscreened area to basement	2
Install approved gasoline can	2
Post "No Smoking Signs"	4
Correct stove pipe clearance	5
	22

STEARNS

Post "No Smoking Signs"	2
Install standard metal waste can	1
Correct stove pipe clearance	2
Place protection under stove	1
	6

SALT LICK

Post "No Smoking Signs"	2
Correct stove pipe clearance	1

Place protection under stove	3
Correct defective flue	1
	7

ST. MARYS

Correct stove pipe clearance	2
Post "No Smoking Signs"	2
Place protection under stove	2
	6

STURGIS

Correct electrical defects	4
Repair brick wall	1
Place protection under stove	1
Post "No Smoking Signs"	2
Install approved gasoline container	1
Install standard metal waste can	1
	10

SOMERSET

Post "No Smoking Sign"	6
Install approved gasoline container	3
Eliminate open heat	2
Place protection under stove	8
Repair broken plaster	2
Correct electrical defects	2
Remove rubbish	2
Corrective stove pipe clearance	3
	28

TAYLORSVILLE

Post "No Smoking Signs"	5
Correct electrical defects	6
Install standard metal waste cans	1
Correct stove pipe clearance	3

Place protection under stove	3
Repair broken plaster	1
	19

TRENTON

Install pilot light on electric iron	1
Post "No Smoking Signs"	5
Install new furnace	1
	7

TOMPKINSVILLE

Place protection under stove	6
Correct electrical defects	2
Repair broken plaster	6
Remove rubbish	11
Close unscreened area to basement	5
	30

UNIONTOWN

Place protection under stove	3
Post "No Smoking Signs"	5
Install drip cups	1
	9

UPTON

Post "No Smoking Signs"	2
Install approved gasoline container	1
	3

VERSAILLES

Post "No Smoking Signs"	4
Place protection under stove	8
Correct electrical defects	4
Close unscreened area to basement	2
Repair broken plaster	2

Remove rubbish	3
Install standard metal waste cans	3
	26

VINE GROVE

Place protection under stove	2
Correct stove pipe clearance	2
Post "No Smoking Signs"	1
Remove rubbish	1
Install pilot light on electric iron	1
	7

WINCHESTER

Post "No Smoking Signs"	24
Place protection under stove	33
Correct stove pipe clearance	8
Close unscreened area to basement	10
Remove rubbish	7
Fliminate open heat	1
Install standard metal waste cans	5
Correct electrical defects	15
Rubber gas hose connection made rigid	5
Repair broken plaster	2
	100

WALLINS CREEK

Correct defective flue	1
Correct stove pipe clearance	2
Remove rubbish	1
Post "No Smoking Signs"	2
	6

WARSAW

Post "No Smoking Signs"	2

WALTON

Post "No Smoking Signs"	1
Correct stove pipe clearance	2
Place protection under stove	1
	4

WHITESBURG

Post "No Smoking Signs"	5
Correct electrical defects	2
Repair broken plaster	2
Correct defective flue	1
Install standard metal waste cans	1
	11

WHITE PLAINS

Place protection under stove	2
Correct electrical defects	4
Repair broken plaster	5
Post "No Smoking Signs"	1
	12

WAVERLY

Post "No Smoking Signs"	2

WHITESVILLE

Post "No Smoking Signs"	1
Place protection under stove	2
Eliminate open heat	1
Close unscreened area to basement	1
	5

WILIAMSBURG

Post "No Smoking Signs"	2
Correct electrical defects	3
Place protection under stove	2
Install approved gasoline can	2
	9

WORTHVILLE

Post "No Smoking Signs"	2
Corrective flue	1
	3

WILMORE

Remove rubbish	2
Install pilot light on electric iron	2
Correct defective flue	1
Place protection under stove	2
Repair broken plaster	4
Correct electrical defects	1
Remove gasoline engine from building	1
	13

VICO

Place protection under stove	3
Correct stove pipe clearance	2
Post "No Smoking Signs"	1
	6

October 15, 1924.

HON. JOSEPH P. BYERS,
Commissioner of Public Institutions,
Frankfort, Kentucky.

DEAR SIR—This department has recently made a thorough inspection of all the state institutions in an effort to bring to your attention any hazardous or dangerous conditions that exist in any of these institutions, recognizing the great danger from fire, resulting both from a mercenary standpoint and safety for the lives of the inmates of the various institutions.

We are attaching herewith a detailed report as made by our Inspectors on each of these institutions, treating each

subject separately. You will observe that there are hazardous conditions existing in each of these buildings, due largely to defective cord wiring. Many of the buildings are wired in conduit and conform to the National Electric Code. However, non-standard cord wiring, knotted and tied and hung over metallic substance are invariably being used. It would appear that, after the building had been wired, an extension cord has been installed apparently for convenience as in the matter of changing the location of some working equipment such as desks, etc.

We also call your attention to the fact that in a number of instances a sufficient number of approved chemical fire extinguishers are installed, but that same have not been kept properly charged. No credit in insurance premiums is allowed for extinguishers unless they are charged as often as once each twelve months.

We would have you to know that any criticism that may be contained in this report is not prompted by any motive other than that heretofore outlined. We trust that the recommendations may be carried out in each instances, a great many of which are matters of detail but as hazardous as they may be, and will not in the aggregate cost any great outlay of money.

All of which we most respectfully submit for your consideration.

Yours very truly,

J. T. EMBRY,
Assistant Chief Deputy Auditor.

The following are the State Penal and Charitable Institutions which have been inspected, including the recommendations in detail made for each institution.

November 25, 1924.

Department of Fire Prevention and Rates,
Frankfort, Kentucky.

Dear Sir:

RE: CENTRAL STATE HOSPITAL
LAKELAND, KY.

I beg to advise that I have this day inspected the above institution and submit herewith my report of same:

ADMINISTRATION BUILDING. This building is equipped with sprinkler system thruout. The plaster appears to be in first class condition. The wiring as originally installed in this building conforms to the National Code.

However, I observed in numerous instances that lateral or extension wire is of cord. This cord wiring appears to be used where certain changes in location of desks, etc., have been made. I also observe that many of the drops were knotted and hung over metallic substances. This is exceedingly dangerous and I would recommend that all of the above cord wiring be immediately removed and supplemented by heavy insulated wire conforming to the National Electric Code. The trunk line leading into this building needs to be reconstructed as it is hanging loosely in many places. The cross-arms and supports are in a dilapidated condition.

There are no electric irons in use in this institution, same being expressly prohibited by order of the Superintendent.

There are a sufficient number of approved chemical fire extinguishers on each ward at this institution, all being properly charged. The cards on each bear date of May 2, 1924.

WATER SUPPLY. The water supply is adequate, same being supplied from an elevated reservoir of 165,000 gallon capacity and as an additional protection connection is made with an outlying reservoir thru an eight-inch main.

There are three booster pumps installed at this source of supply, two of 800 gallon capacity and one of 1,000 gallon capacity, which can be automatically put into operation by the opening of a steam line connecting with the boiler in the main engine room, which is at all times in operation.

There are fifteen two-way hydrants on this property, properly spaced and in good condition, being recently painted with a good coat of red paint. The hydrants are flushed regurlarly at intervals of thirty days. These hydrants are connected to an eight-inch main. There are two fifty gallon factory type approved chemical fire extinguishers with a notation on card attached to each of them showing that they were properly charged May 2, 1924.

There are three reels of 250 feet each 3-inch standard hose all in good condition.

There are two 40-foot extension ladders in good condition. I was advised that fire drills are held weekly. I found a most excellent fire fighting organization. Under the arrangement the chief engineer is ex-officio chief of the hospital fire department, who immediately assumes full charge in directing the fire fighting apparatus and equipment.

There are thirty-one members of this department. I conducted a fire drill, turning the alarm in at 8:25 a. m. The chief engineer together with his other assistants immediately responded by reporting at the fire apparatus house located in the basement room under Ward 1 and the fire apparatus under the direction of the chief engineer was in less than three minutes attached with two lines of hose to the hydrants nearest the building supposed to be on fire. The location of the building supposed to be burning is given by the telephone operator at the same time the fire alarm is turned in.

According to the records shown me by the secretary there are enrolled 988 male patients; exit was made by all of these patients except fifty-seven, these being in the hospital or for other reasons unsuitable to remove for fire drill at 8:32 a. m.

There are 867 female patients enrolled and all these with the exception of 88 for the above reasons were out of the building at 8:33 a. m.

I feel that in justice to the Superintendent and his assistants at this institution, that it be fair to say that in all of my inspections, I have never seen such a spirit of cooperation or as wonderful discipline as was demonstrated on this occasion. Each of the patients make their exit, coming out quietly, and I observed that each of them had blankets around them, the morning being very crisp and cold. I had wondered how this happened to come about. Dr. Jillson informed me that this was a part of the program, that he required that all patients have such protection when leaving the building from November 15th until the following April.

The institution as a whole has the appearance of being exceedingly well kept. I observed that no rubbish of any kind is permitted in the buildings or on the grounds, being kept in metal containers, located at convenient places.

The Superintendent informed me that he had a letter on file from the chief of the Louisville fire department to the effect that his department would promptly respond to any alarm sent in by this institution. They have a code alarm system for this purpose.

I was shown every courtesy by Dr. Jillson and his other assistants, Mr. David Koehlein, chief engineer, showing me over the grounds and thru the fire department. Mr. A. J. Hardy, electrician, accompanied me in the inspection of the wiring.

I pointed out to him the various defects in the respective buildings and he made a notation in every instance of the corrections that were to be made.

I respectfully submit the above for your careful consideration.

Yours very truly,

W. E. Rogers,
Field Supervisor.

November 22, 1924.

Department of Fire Prevention and Rates,
Frankfort, Kentucky.
Attention: Mr. J. T. Embry.

Dear Sir:

RE: EASTERN STATE HOSPITAL
LEXINGTON, KY.

I beg to report that I have this day, in company with Mr. J. C. Bosworth, Jr., inspected the above institution and report as follows:

WARD No. 1. This ward is wired in coduit. No cord is being used. There is but one 2½ gallon fire extinguisher—there should be one for each 2,500 square feet.

WARD No. 2. There is one 2½ gallon extinguisher on this ward. There should be added enough to make one for each 2,500 square feet. There is one reel of hose of one hundred and fifty feet.

WARD No. 3. I found considerable cord wiring tied in knots and hung over nails being used in this ward. Extinguishers O. K.

WARD No. 4. O. K.

WARD No. 5. One additional extinguisher should be installed. There is one reel of hose of 150 feet.

WARD No. 6. Cord wiring being used, which should be corrected.

WARD No. 7. One extinguisher should be added. Also one reel of 150 feet of hose on this ward.

WARD No. 8. O. K.

WARD No. 9. O. K.

FEMALE DINING ROOM. There is considerable area in this room with only one extinguisher. There should be one additional extinguisher installed. I also observed that there is a hose connection in the hall next to this dining room but the hose has been misplaced, so I was informed by the attendant.

I would recommend the immediate installation of 150 feet of 1½ inch hose on this connection.

EMPLOYEES' DINING ROOM. Cord wiring is being used in this room, and it is in very bad condition and should be immediately removed. I observed quite a good deal of broken plaster in the living room. There is a gas plate being used with no protection under same. I would recommend a sheet of metal covered with asbestos be placed under it.

WARD No. 18. SUPERVISOR'S OFFICE. Has considerable cord wiring and broken plaster.

DRUG ROOM. There is broken plaster with laths exposed in this room which should be promptly remedied.

WORK SHOP. I observed that they were using wooden barrels for rubbish containers. A standard metal waste can should be provided. There is broken plaster in the hall of No. 18.

WARD No. 17. There is considerable broken plaster in hall and rooms, together with cord wiring, which is very defective.

WARD No. 13. TAILOR SHOP. There is broken plaster in this room with cord wiring.

DORMITORY. There are no fire extinguishers in this room. One for each 2,500 square feet should be provided.

No. 16. Defective cord wiring which should be removed.

No. 15. Defective cord wiring should be removed.

No. 11. DAY HALLS. The ceiling in this room is metal and badly out of repair, large openings appearing in many places. The roof is leaking, which is causing this metal to rust and decay.

No. 19. There is defective cord wiring which should be removed.

No. 21. Considerable broken plaster, defective wiring, which should be corrected.

OCCUPATIONAL CENTER. No. 1. There is one extinguisher in this room properly charged. The wiring is O. K. However, I note that the waste was kept in an open box. Metal lined box should be provided.

STORE HOUSE. An electric iron is being used in this building without a pilot light. There is defective cord wiring which should be corrected.

WATER WORKS AND FIRE FIGHTING FACILITIES. There are seven two-way hydrants located on this plant, all in good condition. There is 400 feet of 3-inch hose in good condition, which, in my judgment is sufficient, in view of the fact that the Lexington fire station No. 4 is located within 2½ blocks of this institution. There is an alarm station in the hose house which connects with the city fire department.

I conducted a fire drill on Ward No. 15, in which there were fifty-one inmates. Exit was made in three minutes. The fire department responded to a fire alarm with sixteen men and made connection in two minutes, all of which is very commendable.

I was shown every courtesy by Dr. F. J. LaRue, Superintendent, and was shown thru the building by W. H. Funk, chief engineer, F. B. Harris, electrician, and C. H. Brewer, assistant supervisor.

Yours very truly,
W. E. ROGERS,
Field Supervisor.
J. C. BOSWORTH, JR.,
Inspector.

October 8, 1 924.

Department of Fire Prevention and Rates,
Frankfort, Kentucky.
Attention: Mr. Embry.

Dear Sir:

RE: INSPECTIONS WESTERN STATE HOSPITAL
HOPKINSVILLE, KY.

We beg to report that we have this day inspected the above state institution and desire to make the following recommendations:

We observed an unusually large pile of cinders and ashes which is within about 15 feet of wards 6, 7, and 8. There is also some other rubbish near these buildings, most of which seems to be brick bats and broken tile. There are also some accumulations of waste paper.

There are 14 fire hyrdants on the property, all of which we inspected and had flushed. We observed that these hydrants were damaging from the lack of paint and recommend that they be given a coat of standard paint used for such purposes. We further recommend that they be flushed as often as once each thirty days.

We found that there was on hand about 800 feet of good hose and about 200 feet that is worthless. There should be kept on hand at all times not less than one thousand feet of standard 2½ inch hose. We recommend the purchasing at once of at least 200 feet of the above class of hose.

Some of the buildings on these grounds are a considerable distance from the nearest fire hydrant. In event of a fire with the present amount of hose two streams would not be available.

We found considerable rubbish and oily waste in the garage which should be immediately removed and placed in a standard metal can. This can is already on hand. We would recommend that the man in charge of this garage should be required at all times to keep this waste matter off the floor, as well as the oil and grease.

We found in going thru the buildings that there was considerable broken plaster and in many instances on the wards the lathing is exposed. This condition is exceedingly bad in the basement of the building known as the center building and in the billiard parlor.

We found that an electric iron was being used on the second floor of ward No. 2 without a pilot light. We would recommend that this iron, if it is to containue in use be equipped with a pilot light and that protection be given it by placing a piece of asbestos covered with metal on which the iron should be kept when in use.

We also found that there was not a sufficient number of 2½ gallon fire extinguishers on the various wards. We would recommend additional extinguishers, so arranged that there will be one for each 2,500 square feet of floor space as above stated. These extinguishers should bear Underwriter's label.

We thoroughly inspected these buildings from basement to garret and found same to be exceedingly well kept, sanitary and free from fire hazards with the exceptions heretofore noted. We were shown every courtesy by the superintendent, Dr. W. W. Durham, and were shown thru the building by Mr. E. B. Davis, chief engineer, and Mr. E. C. King, the electrician. Dr. Durham requested that we send him a list of our recommendations and that he would be more than glad to see that they were complied with.

We respectfully submit the above for your consideration.

Yours very truly,

W. E. ROGERS,
Field Supervisor.

PHILIP RINGO,
Inspector.

October 15, 1925.

Department of Fire Prevention and Rates,
Frankfort, Kentucky.

Attention: Mr. Embry.

Dear Sir:

RE: FEEBLE-MINDED INSTITUTE
FRANKFORT, KENTUCKY.

I beg to report that in company with Mr. J. J. Bowman we have this day inspected the above institution and submit you herewith our report of same:

WATERWORKS AND FIRE FIGHTING FACILITIES. We found that there is but one hydrant at this institution, which is connected to a four inch main and is on a dead end. This hydrant is located within an inclosure at a point about fifty feet from

the east end of the girls' building. There is a four inch main installed leading from the engine room to a point near the south side of the boys' building.

However, there is no hydrant on this line. We would recommend that this four inch main be continued, beginning at a point where the present hydrant is located and continue around the building, connecting with the four inch main heretofore referred to which terminates on the south side of the boys' building. By making this arrangement the dead ends would be eliminated, thereby creating a circulating system. There should be installed at least three additional standard hydrants. Under the present arrangement the institution relies solely for its water supply from a cistern said to be about thirty feet deep and thirty-five feet in diameter. This cistern is supplied from the city reservoir thru a four inch line and in the event of a break in the city's line this institution would be left entirely without water. We are informed that there is at present a four inch line extending from a spring where the institution formerly maintained a reservoir and we would recommend that there be installed a motor driven booster pump at the above source of supply. The pump should be of a capacity of not less than two hundred and fifty gallons per minute.

There should also be erected a reservoir of not less than one thousand gallons capacity to be kept full of water at all times. This reservoir should be erected at a point near the building and at an elevation of not less than fifty feet, and in the event of a fire the booster pump heretofore referred to could be started immediately, thereby keeping the reservoir supplied. These recommendations are made for fire protection only.

There is at present no fire hose on hand; we would recommend the purchasing immediately of one thousand feet of standard 2½ inch hose. This would be sufficient to play two streams of water in event of a conflagration.

We found that some electric irons were being used in the buildings without pilot lights. We would recommend that these be installed at once, together with metal and asbestos under same. We found considerable cord wiring tied in knots and hung over nails and other metallic substances in the same room, all of which should be immediately corrected. We were shown every courtesy by Dr. T. L. Taylor, superintendent, and were shown thru the building and over the grounds by Mr. W. H. Rice, chief engineer.

Yours very truly,

W. E. ROGERS,
Field Supervisor.

J. J. BOWMAN,
Inspector

October, 24, 1924.

Department of Fire Prevention and Rates,
Frankfort, Kentucky.

Attention: Mr. Embry.

Dear Sir:

RE: KENTUCKY HOUSES OF REFORM
GREENDALE, KENTUCKY.

I beg to report that I have this day made inspections of the above institution in company with Mr. J. C. Bosworth, Jr., and submit the following report:

WATERWORKS AND FIRE FIGHTING FACILITIES. There are nine hydrants on a four inch main at this institution which are located so as not to reach five of the buildings at this plant, which leaves them wholly without fire protection. These five buildings are located at a distance of about sixteen or seventeen hundred feet from the nearest hydrant. We would recommend that the four inch main be extended to these buildings. There is 900 feet of standard 2½ inch hose on hand. However, I found that 400 feet of this had no connections. I found it in the original package as shipped to the institution

from the factory. It appears from the date on this hose that it was shipped in the year 1920, and was made by the Eureka Manufacturing Company. If this hose was returned to the factory and have the proper couplings and connections attached to same it would answer the requirements of the institution.

I conducted a fire drill during school hours and more than two hundred of the boys made their exit in about two minutes. There was no response made by the fire department to the fire alarm, and there does not appear to be any organized fire department.

I found only one hundred feet of hose on the reel and it all appeared not to have had any attention. I would recommend that some one be designated as head of the fire department and have him organize the department, consisting of not less than twelve or fifteen assistants, each of whom would be familiar with their respective duty and in event of fire could be relied upon to do the particular work assigned to him.

COTTAGE A. The wiring in this building is the most hazardous I have ever seen in any building that I have ever inspected anywhere. It is really remarkable that the building has not heretofore burned. There is no standard switch box in the building. It is wired with defective cord wiring thruout. We would recommend that all of this be immediately removed and the building wired thruout in conduit. In addition to the hazard above referred to, I found that electric irons were being used in this room with no pilot light or metal or asbestos protection.

COTTAGE B. The wiring in this building is O. K. Proper number of fire extinguishers, which should be recharged, as they have not been charged since January 22, 1923. These should be recharged at once.

SCHOOL BUILDING. This building is wired in conduit. Fire extinguishers have not been charged since January 22, 1923. These should be recharged at once.

COTTAGE G. COLORED. This building has defective cord wiring; electric iron being used with no pilot light, all of which should be promptly corrected.

MANUAL TRAINING BUILDING. There is defective cord wiring in this building and there is also paper shades being used on the electric light globes, which is exceedingly hazardous and should be promptly discontinued.

COTTAGE F. There is considerable broken plaster in this building. Defective cord wiring is being used. Fire extinguishers should be recharged as they have not been charged since January 22, 1923.

HOSPITAL (GIRLS). There is some defective wiring in the building and there is a stove pipe in the kitchen without proper clearance from wood laths. This should be promptly remedied.

COTTAGE E. There is defective cord wiring being used in this building; electric iron without pilot light. Extinguishers should be recharged.

I was shown thru the buildings by Mr. M. J. Morgan, superintendent, and C. A. Umstead, engineer. The general condition of the buildings and grounds is good and they appear to be well kept. All of which we respectfully submit.

Yours very truly,

W. E. ROGERS, *Field Supervisor.*

J. C. BOSWORTH, JR., *Inspector.*

October 14, 1924.

Department of Fire Prevention and Rates,
Frankfort, Kentucky.

Attention: Mr. Embry.

Dear Sir:

RE: STATE REFORMATORY
FRANKFORT, KY.

I beg to report that I have this day, in company with Mr. J. J. Bowman, inspected the above institution and make report of our findings as follows:

CELL HOUSE A. COLORED. We found that the rubbish accumulation in this building is being kept in a wooden container and we recommend the installation of a standard metal waste can to be placed on the first floor. We also found that there is a wooden door and frame leading out of this cell house into the old fan room and we would recommend that this door and frame be replaced with metal or other fire resisting material. There are sufficient fire extinguishers and all have been recently charged.

CELL HOUSE B. WHITE. We found that there are only three 2½ gallon extinguishers on this ward and would recommend additional extinguishers, one for each 2,500 square feet. One extinguisher should be installed at each end of the six walkways. Wooden barrels are now being used for waste and rubbish. Standard metal waste cans should be installed in their stead.

WOMEN'S DEPARTMENT. There are no extinguishers in this department. Approved 2½ gallon extinguishers should be installed, one for each 2,500 square feet. We consider this department the most hazardous at the institution. There is but one avenue of escape from the second floor, which is a wooden staircase, and in event of a fire originating at or near the base of this wooden staircase, it would result in a death trap. We recommend that iron ladders be installed on each side of the cells extending from the first floor to the top of the second floor. There are a number of electric irons in use in this ward, none of which have pilot lights. Each iron should be equipped with a pilot light.

CHAIR FACTORY. This building is equipped with a sprinkling system. However, we found some open varnish cans and buckets with considerable waste varnish therein, which should be removed from the building each night. There is also quite a quantity of baled paper, such as newspapers, etc., which is used for wrapping and is kept in the open. A metal lined bin should be provided for the storing of this waste paper. There

are sufficient fire extinguishers, all of which have been recently charged. There is a quantity of empty oil barrels piled against the steaming room which should be immediately removed.

BROOM FACTORY. This building is equipped with a sprinkler system and wired in conduit. Has sufficient number of fire extinguishers, all of which were charged in May, 1924.

SHIRT FACTORY. This building has a sprinkler system and is wired in conduit on the first floor and a cord wiring on the second floor over office desk. We observed that cord wiring was being used in shop Nos. 2, 3 and 4 over the office desk. This should be immediately removed and heavy insulated wiring used instead.

There is a large accumulation of boxes piled against the east wall of this shirt factory, and also between shirt shop and chair factory. There is considerable rubbish, all of which should be immediately removed.

SHOE FACTORY. No. 1-4 is wired in conduit and has sufficient extinguishers properly charged. No recommendations.

No. 16. SHOE SHOP. Has cord wiring over desk which should be removed.

No. 14 is using a wooden box for rubbish. Same should be removed and in its stead a standard metal can should be provided.

No. 19. There should be installed in the hallway leading from elevator to No. 19 a standard metal waste can. They are at present using a wooden box for rubbish. We observed that cord wiring over the office desk was being used in Nos. 6, 9 and 12.

DINING ROOM AND KITCHEN. No recommendations.

CLOTHING HOUSE. A standard metal waste can should be installed in lieu of the wooden box now in use.

CHAPEL. There is a moving picture machine in this building which is being operated in a non-standard booth. In the present condition of this booth it is exceedingly hazardous,

and we would recommend the installation of a standard moving picture booth conforming to the book of standards.

HOSPITAL. No recommendations.

BERTILLON AND LIBRARY OFFICE. A considerable amount of cord wiring, looped over metallic substances and tied in knots is being used in this building, which should be corrected at once.

WATER WORKS AND HOSE. There is a sufficient number of two-way hydrants at this plant. We found that there was only 700 feet of 2½ inch standard rubber lined hose on hand, which is not a sufficient amount to run two streams should a fire occur in one of the outlying buildings. We would recommend the purchase of 300 feet additional hose. We found that this institution has an organized fire department and in response to a fire alarm turned in made the connection and run the line of hose in three minutes, which is commendable.

CELL HOUSES. We observed that in a number of instances the walkways are of wooden construction. We would recommend that these be removed and supplemented by concrete, iron, or other fire resisting materials. We desire to state that we were shown every courtesy by the superintendent, Mr. H. V. Bastin; we were shown thru the buildings by Mr. G. A. Holton and Leslie DeRossette, superintendent of water. We found the premises as a whole clean and well kept.

We respectfully submit the above for your consideration.

Yours very truly,

W. E. ROGERS, *Field Supervisor.*

J. J. BOWMAN, *Inspector.*

October 22, 1924.

Department of Fire Prevention and Rates,
Frankfort, Kentucky.

Attention: Mr. Embry.

Dear Sir: RE: EDDYVILLE STATE PRISON.

I beg to report that I have this day inspected the above institution and beg to report as follows:

WIRING. I found the conditions at this institution as regards wiring very bad and dangerous, as there is a considerable amount of cord wiring in most of these buildings tied in knots, hung over nails, and coming in contact with other metallic substances, all of which should be immediately corrected.

I also found that the chemical extinguishers had not been charged since May, 1923, and recommend that they be recharged at once.

In most instances paper cartons or wooden boxes were being used for rubbish containers. Standard metal waste cans should be installed instead. The broom factory at this plant is a great hazard and I have made no recommendations for its improvement as I do not consider it practical to attempt to repair the old ironclad structure.

THE KENTUCKY WHIP AND COLLAR COMPANY. This is a three-story ironclad building and badly out of repair. It is equipped with fire extinguishers in sufficient number and properly charged.

CELL HOUSES 1, 2, AND 3. All these are connected with wooden walkways which should be removed and in their stead steel, concrete or other fire resistant material should be used. As it is at present arranged, I would recommend two 2½ gallon extinguishers on eack walkway, one on each end. There is at present only seven hundred and fifty feet of 2½ inch hose on hand which is not sufficient to run two streams in event of a fire in some of the outlying buildings. I recommend the purchasing of five hundred feet of standard 2½ inch hose together with a reel for same.

There are only three hydrants at this plant and I would recommend the installation of one additional hydrant located at a point about an equal distance between the administration building and the dining room. There are two forty gallon factory type chemical extinguishers at this plant but found that they had not been charged since February, 1923. These should be recharged immediately and as often as once a year thereafter.

I was shown every courtesy by the warden, Mr. John B. Chilton, and found the buildings together with the grounds sanitary and well kept. They have a good fire fighting organization which responds promptly to all alarms, all of which I respectfully submit.

Yours very truly,
W. E. ROGERS,
Field Supervisor.

Ordered that said report be spread upon the Journal of this House.

The Speaker laid before the House the following report, viz:

PREFACE

The newly organized Kentucky Forest Service is confronted with the task of assisting the citizens of Kentucky in protecting from fire the ten and one-half million acres of potential forest land in the State. The following policy has been evolved and is printed herewith that interested land owners may know definitely the nature and extent of the assistance that they may receive from the Kentucky Forest Service in preventing forest fires.

FRED B. MERRILL,
State Forester.

FOREST FIRE PROTECTION POLICY FOR KENTUCKY

INTRODUCTION

It is estimated that there are in Kentucky about 10,500,000 acres of land either growing trees or nothing, and because of topography, soil, or the necessity for forest products most of this area will continue to lie idle, or produce forest products for at least the next 50 years. This vast area, if properly protected from fires, will maintain an industry that should contribute at least $30,000,000 per year towards the wealth of the

State. Needless to say, such an industry is well worth protecting and encouraging. The one protection most needed at the present time is from forest fires. If fires can be prevented, or held to a very small acreage, most of the 10,500,000 acres, with the exception of the old cultivated land and areas badly burned by forest fires, which will have to be replanted to insure a growth of desirable tree species, will reseed naturally to desirable species. Also, the rate of growth on areas where fires are not allowed to run will be from one-third to one-half faster than where fires burn over the land at intervals of from one to five years.

NECESSITY FOR CO-OPERATION IN FOREST PROTECTION

No matter how much the individual land owner may realize the necessity for keeping fires out of his timberland, and no matter how much he may do to keep fires from running over his property he, as an individual, is considerably handicapped in his efforts. His neighbor may not be interested in protecting his forest and may be careless with the use of fire. Also, the individual land owner has no authority in enforcing the forest laws, or in securing help to fight fires and the cost to the individual is large, because it takes nearly as much equipment and material to protect a small area as it does a large one. It is estimated that the cost of adequate protection on the 10,500,000 acres of forest land in the State would be about 2¼ cents per acre, or $235,000.00 per year. This amount is based on organized efforts. Individual efforts to the same end would cost at least twice as much. Therefore, it is evident that if the forests of the State are to be protected economically it must be through organized, rather than individual effort.

NEED FOR STATE AND FEDERAL ASSISTANCE

Land owners in other states have sometimes grouped themselves into private associations for the protection of their properties. These associations have met with fair success, but the best results are obtained when the associations co-op-

erated with the State and Federal Governments. By this co-operation the associations receive, not only the expert advice and assistance of forest officers skilled in this work, but in addition they may now receive financial assistance to the extent of one-half of the cost of the work. This fact is possible through the enactment of the Clarke-McNary Law that became effective on on July 1, 1925. Thus, an association of land owners formed for the purpose of forest protection, may now secure financial aid, and the expert supervision and assistance of duly appointed local State Forest officers in protecting the forest lands in the association area

PROTECTIVE ASSOCIATIONS PLANNED FOR KENTUCKY

In view of the success attained in other states by associations of land owners co-operating with the State and Federal Governments in the work of forest protection it is believed that this is the best and most practical method of conducting the work, for by it the costs are borne, one-half by the owner, and one-half by the State and Federal Government, while the planning and supervision of the work are handled by the State and Federal officials without expense to the association. It is planned to adopt and apply this method of forest protection as rapidly as possible in Kentucky.

HOW LAND OWNERS SHOULD FORM ASSOCIATIONS

To secure financial and technical aid in forest protection it will be necessary for the individual land owner to sign a co-operative agreement with the Kentucky Forest Service of the State Department of Agriculture. The individual agreements shall be accepted only when the total acreage of lands covered by the various individual agreements shall amount to more than 50,000 acres within any designated association area. The larger the area combined for protection the more economically it may be protected. Therefore, it is necessary that the individual wishing to co-operate in protecting his forest lands must first use his efforts to induce neighboring land owners to

list their lands for protection, thus forming a compact association.

It is believed advisable that no deposit of less than $1.00 be accepted to cover the owner's share of the expense of forest fire protection for the following year. This means that if a man desires to list from 1 to 100 acres for protection in the association he shall pay $1.00 for the protection. This is necessary because of the fact that the expense of reports, etc., for the smaller areas will be as great as for larger areas.

ASSOCIATION AREA

The combined area of adjacent lands listed under individual agreements shall be termed the Association Area.

A total of at least 50,000 acres of adjacent listed lands shall be necessary to form an Association Area.

FINANCE

1. On or before July 1 of each year the members of the Associtation shall pay to the Department a sum equal to 1 cent for each acre of forest land listed in the association. This payment shall represent the member's share of the costs for the following 12 months, that is, from July 1 of any given year to June 30 of the following year .

2. The Department shall provide a sum equal to the total received from the members.

3. The total shall be used on the Association Area for protection against forest fires.

4. No part of this total shall be used to pay the salary or expenses of the State or Assistant State Foresters.

5. At the end of each fiscal year, June 30, the Department shall make a financial statement to the members of the Association showing how the funds have been expended.

6. Since there may be exceptional years in which the funds for this Association Area will be insufficient for protecting the Area a reserve fund not to exceed $500 will be built up from any funds not otherwise used by the Association.

7. Any funds remaining after all financial obligations are settled shall be either credited to the members or returned to them. This credit or return money shall be pro-rated to the various members according to the acreage listed by the members.

PERSONNEL.

1. The State Forester and Assistant State Forester shall formulate the plans for forest protection in the State. All matters of policy shall be approved by both of these officials.

2. The Assistant State Forester shall be responsible for the execution of the forest fire protection policy in the State. All Association Areas shall be under his immediate jurisdiction.

3. Each Association Area shall elect a Board of Advisors consisting of three members of the Association. This Board shall serve without pay. Its duty shall be to represent the Association in working out suitable plans for protecting the Association Area.

4. Each Association Area shall be in charge of a Chief Forest Warden who shall be a local man (preferably) and who shall be so qualified for his duties as to be acceptable to the Assistant State Forester and to the Board of Advisors. The Chief Forest Warden shall be responsible to the Assistant State Forester for the functioning of the organization in the Association Area.

5. For the purpose of efficient administration, each Association Area shall be divided into Districts and each District shall be in charge of a Forest Warden who shall be responsible to the Chief Forest Warden for educational work, fire suppression and forest law enforcement in his District. He may also be called on to help with telephone lines, trails, or other work necessary for the protection of his District.

6. For the sake of greater efficiency in extinguishing forest fires, the Forest Warden, with the approval of the Chief

Forest Warden, may appoint Deputy Forest Wardens in his District.

7. At suitable points in the Association Area there shall be established lookout stations for the quick detection of forest fires. There should be one of these stations for every 50,000 to 100,000 acres of forest land in the Association Area. A Forest Warden shall be in charge of each station during the periods of forest fire hazard.

THE GENERAL PLAN OF WORK FOR ASSOCIATION PERSONNEL

1. The general plan of work on the Association Area shall be drawn up by the Assistant State Forester, the Board of Advisors and the Chief Forest Warden. This plan shall include:

A. Division of the Area into Districts.

B. Recommendations of Wardens for each District.

C. Number and probable location of Deputies for each District.

D. Location of Lookout points.

E. Building of towers, telephone lines, trails.

F. Budgeting of money.

a. Educational work.

b. Fire fighting.

c. Equipment.

d. Permanent improvements.

2. Once the plan is approved by the State Forester, the Assistant State Forester and the Chief Warden shall be responsible for its operation. The Chief Forest Warden, with the approval and help of the Assistant State Forester, shall:

A. Recommend Forest Wardens for the various Districts, and recommend their removal when found to be unsuitable.

B. Instruct the Forest Wardens in their duties.

C. Help the Forest Warden in his educational and law enforcement work.

D. Assist them in locating and securing suitable Deputy Wardens .

E. Allot time for educational work to the Forest Wardens.

F. Distribute supplies and equipment to the Forest Wardens.

G. Approve all reports from Forest Wardens.

H. Superintend the location and construction of towers, trails, telephone lines, etc., as approved in the plan.

I. Recommend men to replace Forest Wardens, resigned or removed for various causes.

J. Inspect the work and equipment of the Forest Wardens.

K. Keep a record of all equipment issued to the Forest Wardens.

3. Since probably 90 per cent. of all our forest fires are due to carelessness or ignorance, the major part of the work of the District Forest Wardens shall be given to educational work. This shall consist of posting notices, visiting schools, meetings, sawmills, logging camps, etc., in his District, informing all people of the forest laws, the necessity for using care with fires and the relation of the forests to the health and prosperity of the community.

The District Forest Warden shall be responsible for the extinguishment of all fires in his District and shall take his crew to adjoining Districts when called upon.

The District Forest Warden shall be responsible for Forest Law enforcement in his District.

The District Forest Warden shall appoint, with the approval of the Chief Forest Warden, reliable men as Deputy Forest Wardens in his District. These Deputies shall assist him in fire suppression.

4. The Deputy Forest Warden shall serve only in case of fire. He shall then act as the leader of a crew and be responsible for the extinguishment of the fire until it is out, or until

he is relieved by the District Forest Warden or Chief Forest Warden.

5. The Lookout shall be at his post during periods of fire hazards to detect fires and report them to the District Forest Warden, or other duly designated person. If the Lookout is paid by the month he shall work on trails, telephone lines, etc., during such periods as there is no danger from fire.

THEORY OF OPERATION OF ASSOCIATION

1. Association Area is formed.
2. Advisory Board is elected.
3. Chief Forest Warden is appointed.
4. Plans are formulated and money roughly budgeted.
5. Area is districted.
6. District Wardens are appointed and instructed.
7. District Wardens are allotted time for educational work and begin their duties, appointing Deputies as they travel.
8. Chief Forest Warden then turns to location of permanent improvements.
9. Telephone line construction is begun.
10. When enough line is in operation to be of value it is extended to the desired lookout points and the tower is constructed and Lookout appointed.
11. Until this time Wardens have relied on reports and on seeing fires to get on them.
12. From this time the Lookout will probably be the first to see the fires. As soon as he sees one he phones the Warden, or other duly designated person, nearest to it. If fire continues to grow he calls Wardens from adjoining Districts.
13. Warden finds evidence while fighting fire or later and prosecutes case or calls on Chief Forest Warden to do so.
14. At the end of the year any unused funds shall be used mainly for permanent improvements and equipment.

TELEPHONE CONSTRUCTION

As funds permit, telephone lines will be constructed with the idea of tying in the organization of Forest Wardens in all

parts of the Area with the Lookout points so that fires may be more quickly detected, reported and extinguished. The Association will provide the main line wire, brackets, insulators and poles, and resident users will supply the labor. No rent will be charged for the use of the line, but each person will supply his own telephone box and he, and all members of his family will do all within their power to help prevent and suppress fires, and users of the telephone system will help in its construction and maintenance. The Chief Forest Warden, with the approval of the Assistant State Forester, will decide on the distribution of telephones along the line.

RATE OF PAY

1. All Wardens except possibly the Lookouts shall be paid by the hour for time actually given to work of forest fire protection. Wardens shall be paid at the following rates:

Chief Forest Warden, 40c per hour.

District Forest Warden, 35c per hour.

Deputy Forest Warden, 30c per hour.

Hired Fire Fighters, 15c-25c per hour.

Lookout Wardens, $3.00-$4.00 per day or $75.00-$90.00 per month.

EXPENSES

1. With the approval of the Assistant State Forester, Wardens shall be allowed 10c per hour for the use of a horse or 7c per mile for the use of a car when these are necessary.

2. The Chief Forest Warden shall be reimbursed for expenses incurred for meals and lodging while away from home on Association business.

3. Other Wardens shall not be paid for meals or lodging except when fighting fire or when especially authorized by the Chief Forest Warden to incur such expense.

REPORTS

1. Deputy Forest Wardens shall make no reports except verbally to the District Forest Warden of the District in which he resides.

2. District Forest Wardens shall make reports as follows:
   A. Monthly report of time and expense.
   B. Diary showing work done on days reported on A.
   C. A separate fire report for every fire in the District.
   D. A prosecution report for every forest law prosecution.

3. All reports shall be sent to the Chief Forest Warden for his approval.

4. After approving and recording reports the Chief Forest Warden shall forward them to the Assistant State Forester.

5. No accounts shall be paid unless approved by both the Chief Forest Warden and the Assistant State Forester.

Equipment Furnished by the Department

To speed up the work of organizing the various associations the Kentucky Forest Service will from time to time purchase equipment with such funds as may be available. When an Association is formed this equipment may be loaned to the Association, thus assuring to the members a speedier means of connecting up the Association Area with adequate equipment for fire fighting.

When such a loan is made this equipment shall be charged to the Association and the Association shall, from membership funds, reimburse the Department one-half of the cost of such equipment. Reimbursement to the Department for such equipment shall be completed within five years after the loan is made.

Protection of Forest Lands Outside of Association Areas

Much forest land outside of the Association Areas will be in need of protection from forest fires, but because of the scattered location of this land it will be impractical to give it the intensive protection accorded to the Association Areas. Where the owners of such land desire protection it shall be available to them on much the same plan as is in effect in Association

Areas, except that the Districts will be larger and it will usually be impossible to have intensive communication as provided by the telephone on the Association Areas. These isolated Districts shall be grouped and handled in practically the same maner as are the Association Areas.

THE AGREEMENT

CO-OPERATIVE AGREEMENT BETWEEN KENTUCKY FOREST SERVICE
DEPARTMENT OF AGRICULTURE, LABOR AND STATISTICS AND
.....Owner.

MEMORANDUM OF AGREEMENT made this..... day of .....192....., by and between ....., by and through its Agent, hereinafter referred to as the Owner and the Kentucky Forest Service, Department of Agriculture, Labor and Statistics, State of Kentucky, by its Agent, hereinafter referred to as the Department.

WITNESSETH:

WHEREAS, it is mutually beneficial to the Owner and the Department to co-operate in the prevention and suppression of forest fires which may or do threaten the destruction of the timber owned by said party and which forms a part of the timber resources of the State:

NOW, THEREFORE, in consideration of the mutual promises and agreements hereinafter contained to be faithfully kept and performed, it is agreed, as follows:

1. The owner shall list certain of his lands with the Department for protection from forest fires, for the period beginning ....., 192....., and ending ....., 192....., and for each year thereafter, unless this agreement is terminated in writing, in the manner prescribed in Section

16 of this agreement, said list to be attached to this instrument.

2. On or before.....of each fiscal year, so long as this agreement remains in full force and effect, the Owner shall deposit with the Department, in such manner as may be requested by the Department, a sum equal to one cent per acre for the lands listed, same to cover the Owner's prorata share of the expense of forest fire protection for the following year.

3. Owner shall assist the Department, in such way as may be agreed to in conference, in the furtherance of its fire prevention program.

5. The Owner shall co-operate with the Department by instructing employees to report forest fires, to help select State Forest Wardens and to assist in the suppression of fires whenever practicable.

5. The Owner shall permit State Forest Wardens to occupy the lands listed under this agreement for lookout and patrol purposes, when such use does not conflict with the stipulations of existing leases or with other arrangements.

6. The Owner shall permit authorized representatives of the State to construct lookout towers and telephone lines, intended primarily for forest fire protection purposes, on and over the lands listed under this agreement and shall allow such trees as may be designated by the Owner to be cut for telephone poles when used in the construction of said lines, such occupancy and timber used to be permitted without charge and when not in conflict with the stipulations contained in existing leases or with other arrangements.

7. A natural fire protective unit, known as the Association Area, shall be established by the Department, which shall include lands listed by the undersigned Owner and such other adjoining forested lands as are listed with the Department for fire protection under agreements which contain substantially the stipulations as are herein provided.

8. The Department shall be responsible for organizing the Association Area in such a way as to render equal protection to all parties whose lands are listed under the aforesaid co-operative agreements.

9. The Department shall designate employees to study the needs of the Association Area from the standpoints of fire prevention, detection, telephone communication, the mobilization of fire crews and fire suppression, and shall take such steps as may be necessary for the prevention and speedy suppression of forest fires, within the limits of funds available.

10. All bills incurred by the Department for the protection of the Association Area shall be paid by the Department out of the co-operative fund created under this and other agreements, and out of funds of the Department, the Department sharing with the Association members in all such disbursements on a dollar for dollar basis.

11. While the Department shall be responsible for all fire protection work, it shall make a special effort to obtain the views of the co-operating land owners and to adopt a program of action that will meet with the approval of the majority. To this end the Chief Forest Warden for the Association Area and other representatives of the Department shall, from time to time, counsel and advise with the co-operating land owners, or their designated representatives.

12. At the end of each fiscal year the Department shall furnisih the Owner with an itemized statement of receipts and expenditures on account of fire protection for the Association Area for the preceding year, together with a report which shall cover the lines of work undertaken, the result secured, the problems of fire protection and the plans for the future.

13. It is mutually understood and agreed that each party hereto is not obligated for fire protection beyond the limit of one cent per acre for the lands listed.

14. To provide for the emergency of a disastrous season and recognizing the fact that the Department itself may be unable to share in emergency expenditures which would make

the total cost of the co-operative work in any one year more than three cents per acre, the unexpended balances of assessments paid to the Department by the members of this Association Area shall, at the end of each year, be used to create an emergency fund which shall be held for such use until the fund shall amount to $500.00. Unexpended balances which at the end of any year are in excess of $500.00 may be devoted to the project or used to reduce the assessment rate.

15. It is mutually understood and agreed by and between the parties hereto and this agreement shall take effect on the 1st day of ....., 192....., and continue in effect until the ..... day of ....., 192....., and thereafter from year to year, unless terminated in writing as prescribed in Section 16 of this agreement.

16. It is mutually understood and agreed by and between the parties hereto that this agreement may be terminated by either party at any time after the period stated in Section 15, by a written notice to the other, but that there shall be no refund of amounts deposited with the Department for forest fire protection for any fiscal year.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed, the Department on the day and date first above written, and the Owner on this ..... day of ....., 192.....

KENTUCKY FOREST SERVICE
DEPARTMENT OF AGRICULTURE, LABOR AND STATISTICS

By .....

Title .....

Owner .....

By .....

FORESTRY BULLETINS.

Distribution by the Kentucky Forest Service, Frankfort, Kentucky.

FOR SALE.

No.		Price
1	Basswood, Utilization of	$0.20
2	Black Walnut, Its Growth and Management	.20
3	Black Wlnut, Utiliztaion of	.20
4	Damping off in Forest Nurseries	.10
5	Elm, Utilization of	.10
6	Forest Fire Prevention, Handbook for School Children of California	.10
7	Forestry Lesson on Home Woodlands	.15
8	Gum Tree, The Red (with Discussion of Mechanical Properties of Wood)	.15
9	Insects Injurious to Deciduous Shade Trees and their Control	.15
10	Lumber is Graded, How	.10
11	Preservative Treatment of Poles	.15
12	Street Trees (kinds, description, culture and care)	.15
13	Tree Surgery, Practical	.10
14	White Pine Under Forest Management	.15

KENTUCKY BULLETINS—FREE

			Year
	Biennial Report, First	Barton	1913
15	Biennial Report, Second	Barton	1915
16	Biennial Report, Third	Barton	1917
17	Farm and Woodlot, The	Barton	1915
18	Forest Conditions in Kentucky, Progress Report		1909
19	Forest Problems in Kentucky—Kentucky Forest Service		1926
20	Forests in Kentucky, The—Circular	Barton	1916
21	Forest Trees of Kentucky, Common (How to Know Them) Ky. Forest Service		.....
22	Maple Sugar & Maple Syrup Industry	Barton	.....

23 Treated Timber, The Use of ..... Barton .....

*Order Bulletins by number. If Bulletins are listed "For Sale" enclose price with the order.

U. S. DEPARTMENT OF AGRICULTURE FOREST SERVICE BULLETINS

No. FREE DISTRIBUTION BY KENTUCKY FOREST SERVICE

24 Co-operative Marketing of Woodland Products ....
25 Black Walnut for Timber and Nuts ....
26 Farm Timber, Measuring and Marketing ....
27 Farm Timber, Preservative Treatment of ....
28 Farm Woodlots, Care and Improvement ....
29 Forest Tree Seed, Extracting and Cleaning ....
30 Forestry and Farm Income ....
31 Forestry, Primer of—Part 1 ....
32 Forestry, Primer of—Part 2 ....
33 Forestry and Logging, Terms Used in ....
34 Forest Trees, Important, of Eastern U. S. A. ....
35 Fuel, Use of Wood for ....
36 Hardwood Seedlings, Growing and Planting on Farm ....
37 Idle Land and Costly Timber ....
38 Locust Borer, Protection From ....
39 Lumber Cut in the U. S., 1870-1920 ....
40 Pulp Wood Requirements, How the U. S. Can Meet the Future ....
41 Red Oak, Forest Planting Leaflet ....
42 Street Trees, Planting and Care ....
43 Sycamore, Utilization of ....
44 Town and City Street, Trees for ....
45 Tree Surgery ....
46 Waste Land and Wasted Land on Farms ....
47 Willow Culture, Basket ....
48 Willow, White ....
49 Windbreak as a Farm Asset ....
50 Woodlands Profitable in Southern States, Making .....
51 Wood for the Nation ....

Ordered that said report be spread upon the Journal of this House.

At the instance of the Committee on Rules, the following bills were introduced, ordered printed and referred, as follows, viz.:

By Mr. Jones:

H. B. 598. An Act to appropriate Five Hundred Dollars to purchase a painting of Abraham Lincoln.

By Mr. Wallen:

H. B. 599. An Act to amend an Act entitled "An Act relating to the employees of the General Assembly," approved July 11, 1893, same being Section 1991 of Carroll's Kentucky Statutes, Edition of 1915.

By Mr. Park:

H. B. 600. An Act relating to the exemption of property from taxation; providing for the repeal, amendment and reenactment of Section 4026 Kentucky Statutes, Carroll's 1915 Edition, and repealing all laws in conflict therewith.

By Mr. Ryans:

H. B. 601. An Act to amend and re-enact subsection b of Section 1 of Chapter 90 of the Acts of the General Assembly of 1920 entitled: "An Act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles;

to prevent illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws."

By Mr. Harrison:

H. B. 602. An Act to amend and re-enact Chapter 124 of the Acts of 1922, entitled "An Act to amend Section 4646 of the Kentucky Statutes, same being part of an Act of 1893 entitled 'To regulate stock running at large'."

To Committee on Rules.

Mr. Wallen moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Wallen moved that when the hour of twelve o'clock Meridian arrive today, the House do then recess until one o'clock P. M.

Said motion was agreed to.

Mr. Hutcherson moved that a leave of absence be granted to Mr. Moore.

Said motion was agreed to.

Mr. Wallen of the Committee on Rules, reported bills of the following titles, viz.:

H. B. 586. An Act appropriating money for the operation and maintenance of the various departments, Boards, Commissions, Institutions and Agencies of the State Government, except for the Legislative and Judicial Departments, and except for the common schools, for the fiscal year ending June 30, 1927; designating the funds and sources from which

said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 587. An Act appropriating money for the operation and maintenance of the various Departments, Boards, Commissions, Institutions and agencies of the State Government, except for the Legislative and Judicial Departments, and except for the common schools, for the fiscal year ending June 30, 1928; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 105. An Act to require persons building, repairing or improving property for others to apply money received from the owner to the payment of bills for labor or materials and providing a penalty for the violation thereof.

H. B. 104. A. Act to prohibit the owner of real property from failing to apply the proceeds of the sale thereof or loan thereon to the payment of the amounts owing for labor or materials used in the erection, repair or improvement of any structure thereon, and prescribing a penalty for the violation thereof.

H. B. 570. An Act concerning the drainage and reclamation of land and authorizing the maintenance of ditches, by labor by the land owners thereon.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, resolutions and bills of the following titles, viz.:

H. Res. 9. Resolution giving to George B. Powers and J. B. Johnson the right to sue the Commonwealth for the sums of $3,000.00 and $750.00 respectively.

H. B. 547. An Act to repeal, amend and re-enact Section 1847 of Kentucky Statutes, Carroll's Edition of 1915, as amended by the Acts of the General Assembly of Kentucky, Chapter 115, page 551, Session of 1920, and now section 1847 of the Kentucky Statutes, Carroll's Edition of 1922, relating to commissioners to constitute fiscal courts and providing for special elections therefor and term of office, and providing for compensation of Commissioners in counties having cities of the second class.

H. B. 503. An Act providing for the quarantining of diseased and infested trees, plants and parts of plants, for the inspection of trees, plants and parts of plants, for the registration of tree dealers and agents, for the inspection and certification of nurseries, for the appropriation of $5,000.00 for the carrying out of the provisions of this act, and for the repeal of all acts and parts of acts in conflict with this Act.

S. Res. 12. Concurrent Resolution providing for the rejection of the proposed 20th Amendment of the Constitution of the U. S. being the so-called Child Labor Amendment to said Constitution.

H. B. 550. An Act providing for the better government, administration, disposition and discipline of the police and fire departments of cities of the third class, and to create and perpetuate a pension fund for disabled police and firemen in such cities, their widows and children and dependent fathers and mothers, and to create and perpetuate a Board of Trustees for the management and conduct thereof, and to pension members thereof after service of a term of years, and to provide revenue for the payment thereof.

H. B. 580. An Act relating to roads and Highways, and describing and fixing a project to be added to the State Primary System of Roads and Highways, from Mayslick, Mason County, Kentucky, by way of Helena to Wedonia in said county, and known as Project ——.

H. B. 578. An Act to establish as a part of the primary system of the State highways a road beginning at a point on Project Number 19 known as Sid Morgan's farm in Henry County to Ballardsville, in Oldham County, via Smithfield and thence to Crestwood, in Oldham County, and designating the same as Project ——.

H. B. 572. An Act to amend an act entitled "An Act relating to roads and bridges, being Chapter 17 of the Acts of the General Assembly of 1920."

H. B. 543. An Act creating and establishing as a part of the primary system of highways of the State of Kentucky that part of the old Bardstown and Green River turnpike between the village of White City, near top of Muldraughs Hill, and the town of Buffalo, in LaRue County, to be known as Project ——.

H. B. 555. An Act relating to roads and highways.

S. B. 361. An Act to fix and regulate the time of holding circuit courts in the Thirty-seventh Judicial District.

H. B. 564. An Act relating to roads and highways, placing on primary system, Rochester by Morgantown to Caneyville.

H. B. 568. An Act establishing and making the road leading from Leitchfield in Grayson County, by way of Blue Knob and Holly, to Evileigh, a part of the primary system of the

State highways of the Commonwealth of Kentucky, and designating the said road as Project ——.

H. B. 562. An Act to establish a new State Primary Road Project, beginning at Morris, in Bracken County, Kentucky, on State Project 57, and running via Johnsville to Bradford Post Office on the C. & O. Railroad and State Project 106.

H. B. 558. An Act adding additnonal road project to the present State primary system of roads.

H. H. 565. An Act relating to roads and highways.

H. B. 569. An Act establishing and making the road from Wickliffe via Blandville, Lovelaceville, Symsonia, and Benton to Eggner's Ferry a part of the Primary System of State Highways of the Commonwealth of Kentucky.

H. B. 583. An Act relating to public roads and amending Section 4356t-5 of Article 2 of Chapter 110, Kentucky Statutes, 1922 Edition, by adding thereto as Project —— extending from Kirkmansville, in Todd County, to Clifty in Todd County.

H. B. 561. An Act to establish a new State Primary road project beginning at Falmouth, the county seat of Pendleton County, and extending to Lennoxburg by way of Wampum, approximately eight miles.

H. B. 563. An Act creating a new State primary road project leading from Liberty, in Casey County, to Campbellsville, in Taylor County, Kentucky.

H. B. 519. An Act to require, contractors, when dealing with any commission, department, institution or agency of the

State, to disclose the name or names of each and every salesman, broker, attorney, agent or sub-agent, or other representative, requiring the registration of such representatives; and providing penalties for the violation of this Act.

H. B. 238. An Act providing for additional supervision and regulation of the carrying and hauling of freight for compensation over public highways by motor propelled carriers or vehicles, defining "commercial trucks" and "commercial truck companies;" providing for additional supervision and regulation thereof by the State Highway Commission, or its successors; providing for the assessment and collection of fees and taxes thereon; and providing for the enforcement of the provisions of this act and punishment for the violations thereof.

Ordered that said bills be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles only.

Ordered that said bills be placed on the Orders of the Day.

At the instance of the Committee on Rules, the House took op for consideration from the Orders of the Day, a bill entitled:

H. B. 237. An Act to repeal and re-enact Section 2739g-1, 2739g-33, 2739g-39, 2739g-51, 2739g-65, and 2739g-65 (h) Carroll's Kentucky Statutes, and being parts of Chapter 90, Acts of the Session of 1920, beginning at page 415 in the Session Acts of 1920, and all relating to the subject of Motor Vehicles and their operation upon the public roads of the state; changing the lawful rates of speed and prohibiting the use of injurious vehicles on public highways.

Mr. Wallen moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 362. An Act enabling cities of the first class, either independently or in conjunction with legally constituted authorities of an adjoining state, to build, construct, operate, and maintain bridges across navigable streams, so as to connect such cities with an adjoining state; providing for a Kentucky Commission in such cities of the first class to build, construct, operate, control and maintain such bridges and fixing the powers and duties of such Commission; providing that such bridges may be built, constructed, operated, controlled and maintained by a Joint Commission selected from members of the Kentucky Commission and members of a similar Commission from an adjoining State, fixing the powers and duties of such Joint Commission; providing for and authorizing the voting of a bond issue by cities of the first class, the proceeds therefrom to be used for either building and constructing same in conjunction with legally constituted authorities of an adjoining State.

Mr. Wallen moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 387. An Act to repeal and re-enact Section 10 of Chapter 4 of the Acts of the General Assembly of 1912, same

being Section 165a-10, Kentucky Statutes, relating to Banks and Banking.

Mr. Wallen moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 310. An Act to authorize the Governor to appoint a Commissioner of Pardons.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the Governor is hereby authorized and empowered to appoint a Commissioner of Pardons whose duty it shall be to assist the Governor in connection with applications for pardons, commutations and reprieves; that said Commissioner shall give his whole time to the State, and when not engaged in duties relating to applications for pardons, commutations and reprieves, he shall devote his time to such other duties in connection with the Executive Department of the State government as may be assigned to him by the Governor; that he shall at all times be subject to direction by the Governor, and shall perform his duties under rules and regulations to be prescribed by the Governor.

§ 2. That the Commissioner of Pardons shall hold his position subject to the will of the Governor, and shall be subject to removal, with or without cause, at any time by the Governor.

§ 3. That said Commissioner of Pardons shall receive a salary not to exceed four thousand dollars per annum, payable monthly, shall be allowed not exceeding one hundred and fifty dollars per month for the salary of a stenographer to be appointed by the Governor, and shall also be allowed such traveling expenses as may be necessarily incurred in performing the duties of his office, all of which shall be paid by the Treasurer, on warrants issued by the State Auditor, as now provided by law in the case of other persons in the employ of the Executive Department.

§ 4. An emergency is hereby declared to exist and this act shall become effective from and after its passage and approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the reading of said bill at length being dispensed with

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. S. Cruse	Lawrence Harmon
A. J. Baldridge	W. J. Curtis	J. M. Hayse
W. B. Belknap	J. L. Cushing	S. K. Holland
Shaler Berry	C. L. Daly	E. M. Johnson
C. H. Berryman	J. R. Dorman	Grover C. Johnson
W. P. Bowman	James M. Durham	D. C. Jones
D. F. Brown	D. E. Edwards	Mrs. H. G. Jorris
W. G. Buckner	D. W. Fowler	W. O. Keller
W. A. Carson	Otto C. Gartin	J. R. Kelly
Fred H. Coots	R. E. Glenn	Thos. H. King
J. D. Cox	F. A. Gnau	W. W. Leslie

Leon P. Lewis	J. L. McDavid	Philip J. Ryan
J. L. Manning	Smith Park	C. W. Ryans
Shelby Martin	Geo. W. Potter	M. G. Slusher
A. M. Mercer	W. H. Pryor	Frank L. Strange
H. H. Miller	H. A. Pulliam	C. D. Vincent
J. S. Milliken	Clint Raymer	W. S. Wallen
L. P. Murphy	R. R. Rogers	T. B. Watts

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Those who voted in the negative were—

Wm. J. Arvin	Whitsett Hall	Chas. N. McCarty
W. O. Bach	J. F. Harrison	W. J. McGill
J. H. Baughman	C. W. Hawkins	F. T. Nichols
T. H. Benton	Goebel B. Henson	Caleb Page
F. W. Bryant	H. M. Holbrook	J. J. Patterson
J. R. Buckman	H. B. Holland	Jas. J. Peters
S. J. Bunger	Ira L. Horne	E. J. Snyder
C. B. Carver	J. C. Hutcherson	J. G. Swearengin
Lonnie Cooper	W. W. Johnson	Mac Swinford
Mormon B. Daniel	Oscar Leibson	J. L. Valandingham
E. J. Doss	Joe Martin	Chiles Van Antwerp
J. O. Evans	B. T. Morris	

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Resolved that the title thereof be as aforesaid:

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 250. An Act requiring that before a deed to real estate, title to which has been acquired by the grantor or

grantors therein by descent from an ancestor, shall be filed for record, an affidavit shall be filed with the clerk of the county court of the county in which the land is located, showing the name and place of residence at time of death of such ancestor, that he or she died intestate, whether married or single at the time of death and if married the name of the surviving husband or wife, the names, ages and addresses, so far as known, of each of such ancestor's heirs, the relationship of each to said ancestor and the interest inherited by each, requiring the clerk to record and index such affidavit, fixing his fee for such, making it unlawful for the clerk to receive such a deed for record until such affidavit is filed, and providing a penalty for violation thereof.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That before any deed to real estate, the title to which shall have passed from the ancestor to the grantor or grantors therein, under the laws of descent, shall be filed for record with the clerk of any county court, such grantor or grantors, or his or their grantee, or his agent or attorney shall present to such clerk the affidavit of said grantor or any one of the heirs at law or next of kin of said ancestor, or of two persons residents of the state of Kentucky, each of whom has personal knowledge of the facts, which affidavit shall set forth the name of the ancestor, the date of such ancestor's death, whether such ancestor was married or single, and if married, the name of the surviving husband or wife; and the place of residence at the time of his or her death, if known to the affiant or affiants; the fact that he or she died intestate, the names, ages and addresses, so far as the names, ages and addresses are known or as can be ascertained of each of such ancestor's heirs at law and next of kin, who by his death inherited such real estate, and the relationship of each to said

ancestor, and the interest in such real estate inherited by each. Such affidavit shall be filed with the clerk of the county in which such real estate is situated, at or before the time when such deed or conveyance shall be filed with such clerk for record, and shall be by him recorded in the record of deeds, and such affidavit of descent shall be by him indexed in the general index of deeds, in his office, in the name of such ancestor as grantor and in the name of each of such heirs at law or next of kin as granteees, in the same manner as if such names occurred in a deed of conveyance from such ancestor to said heirs at law, and for such indexing and recording the clerk shall receive a fee of fifty cents.

§ 2. It shall be unlawful for any county court clerk or deputy county court clerk to receive or permit to be lodged for record any such deed until such affidavit shall have been presented to him.

§ 3. Any county court clerk or deputy county court clerk who shall receive or permit to be lodged for record any such deed contrary to the provisions of this act shall be fined not less than twenty-five nor more than fifty dollars for each offense. The clerk or deputy who actually receives and files such deed for record shall be the one to incur the penalty herein provided for.

All fines collected under this section shall go into the common school fund for this state.

AFFIDAVIT OF DESCENT.

STATE OF KENTUCKY,

ss.

COUNTY OF

..... and .....

they are they know

say... that he is... resident... of the State of Kentucky, and that he is an heir at law of ——....., who died intestate on or about the day of ....., 19....., a resident of ..... county, in the State of ....., and that at the time of death of said

....., was single / married, and left surviving her / him the her husband

following persons as his widow and only heirs at law having her

an estate of inheritance in his land to-wit:

Names	Ages	Address	Relationship	Interest Inherited

In testimony whereof ..... hereunto subscribe ..... name..... this ..... day of ....., 19.....

.....

.....

I, ..., a Notary Public in and for the State and county above shown, hereby certify that the foregoing was subscribed and sworn to before me by ..... and ..... .

(SEAL) .....

Notary Public

My commission expires ..... day of ....., 19.....

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	E. J. Doss	Shelby Martin
Wm. J. Arvin	James M. Durham	A. M. Mercer
W. O. Bach	D. E. Edwards	H. H. Miller
A. J. Baldridge	J. O. Evans	J. S. Milliken
J. H. Baughman	D. W. Fowler	B. T. Morris
W. B. Belknap	R. E. Glenn	L. P. Murphy
T. H. Benton	F. A. Gnau	Chas. N. McCarty
Shaler Berry	Whitsett Hall	J. L. McDavid
C. H. Berryman	Lawrence Harmon	F. T. Nichols
W. P. Bowman	C. W. Hawkins	Smith Park
D. F. Brown	J. M. Hayse	J. J. Patterson
Geo. A. Brown	Goebel B. Henson	Jas. J. Peters
F. W. Bryant	H. M. Holbrook	Geo. W. Potter
J. R. Buckman	H. B. Holland	W. H. Pryor
W. G. Buckner	Ira L. Horne	H. A. Pulliam
S. J. Bunger	J. C. Hutcherson	Clint Raymer
W. A. Carson	E. M. Johnson	R. R. Rogers
C. B. Carver	Grover C. Johnson	C. W. Ryans
W. E. Clark	W. W. Johnson	Chas. L. Seale
Lonnie Cooper	D. C. Jones	M. G. Slusher
Fred H. Coots	Mrs. H. G. Jorris	E. J. Snyder
J. D. Cox	W. O. Keller	Frank L. Strange
J. S. Cruse	Thos. H. King	J. G. Swearengin
W. J. Curtis	Oscar Leibson	Mac Swinford
J. L. Cushing	W. W. Leslie	J. L. Valandingham
C. L. Daly	Leon P. Lewis	Chiles Van Antwerp
Mormon B. Daniel	J. L. Manning	W. S. Wallen
J. R. Dorman	Joe Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid:

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 385. An Act relating to Banking and Trust business, repealing and re-enacting Chaper 34 of the Acts of 1914, which same is now section 165a-20 of the Kentucky Statutes, 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Chapter 34 of the Acts of the General Assembly of 1914, which same is now Section 165a-20 of the Kentucky Statutes, 1922 Edition, be and the same is now repealed and reenacted and as thus re-enacted will and does read as follows, to-wit:

§ 1. Before filing the articles of incorporation of any proposed bank, trust company or combined bank and trust company in the office of the county court clerk in the county in which the bank is to be located and do business, and with the Secretary of State, as is required by law, the incorporators shall present a copy of their proposed articles of incorporation to the Banking Commissioner for his approval or disapproval, and when such articles are approved in writing by the Banking Commissioner, the incorporators may then proceed to the filing, and have same recorded. Upon presentation of said articles of incorporation to the commissioner he shall carefully examine same, and shall make diligent inquiry and investigation as to the financial standing and moral character and capability of each of the incorporators and shall require each incorporator to furnish satisfactory proof that each is worth at least double the amount of the par value of his stock

subscription, above all exemptions, obligations and liabilities. He shall, also, diligently inquire into the needs and necessities of a bank, trust company or combined bank and trust company in the place where such institution is sought to be located, and shall make careful investigation as to whether or not such institution is calculated to be a success or a failure, and whether conditions and circumstances will warrant the establishment of the business sought to be established by the incorporators. He shall also inform himself and determine whether or not the incorporators are in good faith seeking to establish a banking, trust or banking and trust business and upon his conclusions, he shall then either approve or disapprove the articles of incorporation, and his determination and action shall be conclusive and no appeal be taken therefrom. If such articles be approved, then the county clerk and the Secretary of State, respectively, may receive said articles for filing and recording. Upon the filing and recording of said articles, and fully complying with all laws relating to the organization of the banks or trust companies or combined banks and trust companies, and such general corporation laws as are applicable, said institutions shall be deemed organized for the purpose set out in its articles of incorporation, but before such bank or trust company or combined bank and trust company shall transact any banking or trust business, it shall file with the commissioner a written oath which shall be taken by each any every officer of the bank, trust company or combined bank and trust company, directors and the cashier, if he be a director, which oath shall be in substance to the effect that such officer is then a citizen of the United States, and the commonwealth of Kentucky; unless he be a non-resident, then place of residence must be stated; that he will well and truly discharge the duties of his office, and honestly and efficiently administer the affairs of the institution, so far as the duties of his office require; that he will uphold the laws of the Commonwealth, and particularly the banking laws; that he is the owner in good faith and in his own right of five shares, un-

hypothecated or pledged on a debt of the capital stock of the corporation of which he is such officer; said oath shall be taken before any officer empowered by law to administer same, and the same oath shall be taken upon the election of any officer to office in any banking or trust institution, and such original and subsequent oaths shall be transmitted to the Banking Commissioner immediately upon its execution, and shall be by the commissioner filed and preserved.

Upon the filing of such oath, if the Banking Commissioner be then satisfied that all requisite laws have been complied with, he shall issue to the institution a certificate which will entitle it to at once transact the business for which it was organized, setting out therein that it had subscribed and paid in the required capital and otherwise fully complied with all pertinent laws and regulations.

§ 2. Laws, act or parts thereof in conflict with this act the hereby repealed.

Mr. Shelby Martin offered the following Amendment to said bill, viz.:

Amend H. B. 395 by striking therefrom all the words beginning with "he" in the fifteenth line of said printed bill on page 2, and ending with the word "therefrom" in line 26 on said page 2 of the printed bill.

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as as follows, viiz.:

Those who voted in the affirmative were—

Lewis Allen	Mormon B. Daniel	Thos. H. King
W. O. Bach	J. R. Dorman	Oscar Leibson
A. J. Baldridge	E. J. Doss	Leon P. Lewis
J. H. Baughman	James M. Durham	J. L. Manning
W. B. Belknap	D. E. Edwards	Shelby Martin
Shaler Berry	J. O. Evans	A. M. Mercer
C. H. Berryman	D. W. Fowler	H. J. Meyers
W. P. Bowman	Otto C. Gartin	J. S. Milliken
D. F. Brown	R. E. Glenn	J. L. McDavid
Geo. A. Brown	F. A. Gnau	W. J. McGill
J. R. Buckman	Whitsett Hall	Smith Park
W. G. Buckner	C. W. Hawkins	J. J. Patterson
S. J. Bunger	J. M. Hayse	Geo. W. Potter
W. A. Carson	S. K. Holland	Clint Raymer
C. B. Carver	E. M. Johnson	R. R. Rogers
Lee Clark	Grover C. Johnson	Philip J. Ryan
Lonnie Cooper	W. W. Johnson	C. W. Ryans
J. D. Cox	D. C. Jones	M. G. Slusher
J. S. Cruse	Mrs. H. G. Jorris	W. S. Wallen
J. L. Cushing	W. O. Keller	T. B. Watts
C. L. Daly	J. R. Kelly	

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Those who voted in the negative were—

Wm. J. Arvin	Ira L. Horne	W. H. Pryor
T. H. Benton	J. C. Hutcherson	E. J. Snyder
F. W. Bryant	H. H. Miller	Frank L. Strange
Lawrence Harmon	L. P. Murphy	Mac Swinford
J. F. Harrison	Chas. N. McCarty	J. L. Valandingham
Goebel B. Henson	F. T. Nichols	Chiles Van Antwerp
H. M. Holbrook	Caleb Page	
H. B. Holland	Jas. J. Peters	

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Resolved that the title thereof be as aforesaid.

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 424. An Act placing Mussel Shell Beds in the Ohio River and other Kentucky Streams under the control and regulation of the State Game and Fish Commission.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. It shall be unlawful to take, catch or kill mussels for commercial purposes without a license issued by the State Game and Fish Commission.

§ 2. The State Game and Fish Commission may upon application issue a license to take, catch or kill mussels. On making application for such license the residents of this State shall pay to the State Game and Fish Commission a fee of $10.00, and non-residents shall pay to such Game and Fish Commission a fee of $50.00. All such licenses shall expire on the 31st day of December following their issue. The licenses shall be consecutively numbered as issued and record shall be kept thereof in the office of the State Game and Fish Commission. Such license shall state whether it is a resident or non-resident license and it shall entitle the holder thereof to operate one boat only. An operator desiring to operate more than one boat shall be required to secure a separate license for each boat. The holder of a license while taking, catching or killing mussels for commercial purposes shall have his li-

cense with him ready for exhibition and shall exhibit the same when required to do so by an authorized officer.

§ 3. The license provided for herein shall entitle the holder thereof to operate on any shell bed, provided not more than four boats may operate to the mile of shell beds.

§ 4. On or before the 31st day of December of the year in which any license is issued, the holder thereof shall make a written report to the State Game and Fish commission on blanks furnished by the Commission for the purpose of stating the total weight of mussels taken, caught or killed under such license, the names and location of the waters from which such mussels were taken and the amount received for shells sold. Upon failure to make such report the State Game and Fish Commission shall not issue another license until such report shall be made.

§ 5. All funds received under the provisions of this act shall be used by the State Game and Fish Commission for the purpose of enforcing the provisions of the act and for the protection and propagation of the mussel beds, and any surplus remaining in the fund at the close of each calendar year shall be turned into the general fund of the said Commission.

§ 6. Any person, firm or corporation violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of $25.00 or by imprisonment in the county jail for not less than twenty days or may be both fined and imprisoned at the discretion of the court.

The State Game and Fish Commission shall make such rules and regulations governing the operating of boats in the taking of mussels as they may deem best for the proper protection of the mussel beds and for the enforcement of this act. In order to prevent the depletion of the mussel beds and to insure proper propagation of the mussels the State Game and Fish Commission shall have authority to close any bed or beds to operators at any time and for any period that they may deem necessary, and during such closed season on any bed or

beds it shall be a violation of this act for any one to take mussels from such beds. When order is issued closing any mussel bed or beds due notice of such order shall be published in at least three consecutive issues of some newspaper published in the county where the bed or beds are located.

§ 7. For the purpose of carrying into effect the provisions of this act the Executive Agents and Game Wardens operating under the State Game and Fish Commission are authorized and empowered without warrant to arrest any one violating any of the provisions of this act or any of the rules and regulations for its enforcement that may be made by the State Game and Fish Commission; to further facilitate the enforcement of this act, such officers shall have the right to inspect and examine mussels in any warehouse, boats, stores, cars, baskets or other convenient receptacles when they have good cause to believe that any of the provisions of this act or the regulations made hereunder have been violated. This authority shall not include the right to enter any dwelling house for purposes of investigation until a court of competent jurisdiction, upon receiving proof of the probable cause for believing that mussels have been illegally taken, caught or killed, shall have issued a search warrant. When such officers shall find mussels in the possession of any one in violation of the provisions of this act such mussels shall be confiscated by such officer and shall be sold and in such sale the Game Warden shall proceed in the same manner provided by law for the sale of confiscated fish and game.

All Acts and parts of Acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with

Said bill was read the third time by its title and passed.

The year and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen
W. B. Ardery
Wm. J. Arvin
A. J. Baldridge
J. H. Baughman
T. H. Benton
Shaler Berry
C. H. Berryman
W. P. Bowman
D. F. Brown
Geo. A. Brown
F. W. Bryant
J. R. Buckman
W. G. Buckner
S. J. Bunger
W. A. Carson
C. B. Carver
Lee Clark
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. S. Cruse
W. J. Curtis
J. L. Cushing
C. L. Daly
Mormon B. Daniel
J. R. Dorman
E. J. Doss
James M. Durham
D. E. Edwards
J. O. Evans
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
J. F. Harrison
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
H. B. Holland
S. K. Holland
Ira L. Horne
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
W. W. Leslie
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
A. M. Mercer
H. J. Meyers
H. H. Miller
J. S. Milliken
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Smith Park
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
Clint Raymer
R. R. Rogers
Philip J. Ryan
C. W. Ryans
Chas. L. Seale
E. J. Snyder
Frank L. Strange
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
W. S. Wallen
T. B. Watts

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Those who voted in the negative were—

W. O. Bach
Caleb Page
H. A. Pulliam
C. D. Vincent

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Resolved that the title thereof be as aforesaid.

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The hour of twelve o'clock Meridian having arrived, the House recessed until one o'clock P. M.

The hour of one o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a resolution which originated in the Senate, of the following title viz.·

S. Res. 23. Joint resolution relative to the Clinchfield Railway Lease, Finance Docket 5322, of the Interestate Commerce Commission, Washington, D. C.

Said resolution is as follows, viz.:

Whereas, the Louisville and Nashville Railroad Company has filed with the Interstate Commerce Commission and the Railroad Commissions of Kentucky and Virginia, an application requesting a certificate of necessity and public convenience, wherein they seek to modify the condition contained in the lease recently authorized by the Interstate Commerce Commission for it to acquire control of the Clinchfield Railway; and,

Whereas, It was one of the stipulated conditions upon which said lease was authorized, that the said Louisville and Nashville Railroad Company build connecting links between its Lexington and Eastern Division at McRoberts, Kentucky, and Elkhorn City, Kentucky, the terminus of the Clinchfield

Railway and its Cumberland Valley Division, with the Clinchfield Railway at some point convenient therefor; and,

Whereas, the failure of the said Louisville and Nashville Railroad Company to comply with the original agreement and stipulation in said order authorizing said lease will continue the isolation of the Eastern Kentucky coal fields from Southern and Eastern markets, will create dissension by reason of its failure to remedy the present unfair competitive situation, will imperil the investment of many millions of dollars in said coal industry, will fail to relieve the present intolerable system of supplying empty coal cars to said coal fields, and will cause irreparable loss to both public and private interests throughout the state who have relied on the proposals of said railway company to make said connection; therefore,

Be it resolved by the Senate of Kentucky, the House of Representatives concurring therein:

That it is the sense of this General Assembly that the Interstate Commerce Commission and the Railroad Commissions of Kentucky and Virginia should refuse any and all applications and requests of the said Louisville and Nashville Railroad Company for any modification of said lease in so far as it would relieve the said railroad company from making its proposed connection specified in said lease, and especially that part of same from McRoberts, Kentucky, to Elkhorn City, Kentucky, the terminus of the Clinchfield Railway.

Be it further resolved, that a copy of this resolution be transmitted to the Interstate Commerce Commission, Washington, D. C., to the State Railroad Commission, Frankfort, Kentucky, and to the Raidroad Commission of Virginia, Richmond, Virginia, bringing to their attention the irreparable damage to Eastern Kentucky if said application is granted.

Mr. Jones moved that said resolution be recommitted.

Said motion was disagreed to.

Mr. Wallen moved the Previous Question.

Said motion was agreed to.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	James M. Durham	B. T. Morris
W. B. Ardery	D. E. Edwards	J. L. McDavid
Wm. J. Arvin	J. O. Evans	W. J. McGill
W. O. Bach	Otto C. Gartin	Caleb Page
A. J. Baldridge	Whitsett Hall	Jas. J. Peters
J. H. Baughman	Lawrence Harmon	Geo. W. Potter
W. P. Bowman	J. F. Harrison	Clint Raymer
Geo. A. Brown	C. W. Hawkins	R. R. Rogers
W. G. Buckner	Goebel B. Henson	E. J. Snyder
S. J. Bunger	H. M. Holbrook	Frank L. Strange
W. A. Carson	H. B. Holland	J. G. Swearengin
C. B. Carver	J. C. Hutcherson	Mac Swinford
Fred H. Coots	Grover C. Johnson	J. L. Valandingham
J. D. Cox	Mrs. H. G. Jorris	Chiles Van Antwerp
W. J. Curtis	J. L. Manning	W. S. Wallen
Mormon B. Daniel	Shelby Martin	
E. J. Doss	A. M. Mercer	

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Those who voted in the negative were—

W. B. Belknap	D. W. Fowler	J. S. Milliken
T. H. Benton	R. E. Glenn	L. P. Murphy
Shaler Berry	F. A. Gnau	F. T. Nichols
C. H. Berryman	E. M. Johnson	J. J. Patterson
D. F. Brown	W. W. Johnson	W. H. Pryor
F. W. Bryant	D. C. Jones	Philip J. Ryan
J. R. Buckman	W. O. Keller	C. W. Ryans
Lee Clark	J. R. Kelly	Chas. L. Seale
Lonnie Cooper	Thos. H. King	M. G. Slusher
J. L. Cushing	Oscar Leibson	C. D. Vincent
C. L. Daly	Leon P. Lewis	T. B. Watts
J. R. Dorman	Joe Martin	

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Mr. Wallen moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 267. An Act relating to revenue and taxation, providing for corporation license tax for certain corporations, providing the manner of making reports and of determining the amount of tax and the manner of paying same, prescribing penalties and repealing existing statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. License Tax on Corporations.—Every Corporation organized by or under the laws of this or any other State or Government, owning property or doing business in this State, except foreign insurance companies, whether fire, life, accident, casualty or indemnity, foreign and domestic building and loan associations, banks and trust companies, and corporations which, under existing laws, are liable to pay a franchise tax, shall pay to this State, to be credited to the general expenditure fund, an annual license tax based upon the asset value of its capital stock, as hereinafter provided.

§ 2. Amount of Tax.—Every corporation shall pay an annual license tax of seventy cents on each one thousand dollars of that part of the asset value of its capital stock represented by property owned and business transacted in this State, which shall be ascertained by finding the proportion that the property owned and business transacted in this State

bears to the aggregate amount of property owned and business transacted in and out of this State.

Provided, that such corporation may pay at said rate upon the entire asset value of its capital stock; and in that event it shall not be required to report as in Subsection B of Section 3 hereof. And its failure so to report shall be deemed conclusive evidence that such corporation, elects to pay upon the entire asset value of its capital stock, and it shall be its duty so to do, and the duty of the State Tax Commission so to fix its license tax accordingly.

§ 3. Reports to Commission—What Shall Show—Assessment by State Tax Commission.—In order to ascertain the amount of taxes due and payable under the next preceding section, by such corporations now owning property or transacting business in this State, it shall be the duty of every such corporation to file with the Tax Commission on or before the first day of February, each year, a written report, verified by the affidavit of the president or secretary of such corporation, showing:

(a) The name of such corporation, the name of the State or Government under the laws of which it is incorporated, the date of incorporation, the place of its principal office in and out of the Commonwealth, the name and postoffice address of its president and secretary, the name and postoffice address of its authorized agent or attorney upon whom process may be executed, as provided by law, the name and address of its officer or agent in charge of its business in this State, and the nature and kind of business in which such corporation is engaged.

(b) The total value of all the property owned and used by the corporation, and the value and location of the property owned and used by the corporation in Kentucky, the aggregate amount of business transacted by the corporation during the preceding year ending the 31st day of December, and the amount of such business transacted in this state, and such

other facts bearing on proper taxation as the Tax Commission may require.

(c) A statement of the amount of the fair value of the capital stock of the corporation on an asset basis as shown by the taxpayer in its latest report to the Commissioner of Internal Revenue of the United States under the provisions of Section 700 of the Revenue Act of 1924, or in the event that for any reason a corporation has not filed any such report, in lieu of the statement above specified, such corporation shall file with the Tax Commission a statement of the amount of the fair value of its capital stock on an asset basis as of the 31st day of December next preceding the time of filing the report on the same basis required by the Commissioner of Internal Revenue of the United States under the provisions of the Revenue Act of 1924 above specified.

(d) A statement of the amount of the tax last paid to the United States under the provisions of Section 700 of the Revenue Act of 1924.

It shall be the duty of the State Tax Commissioner, from such reports and from such additional information as it may require, to ascertain and fix the fair value on an asset basis of that part of the capital stock of such corporations upon which the license tax shall be based, as herein provided, and to fix the license tax of such corporations at the rate hereinbefore prescribed. The State Tax Commission may in any case require such additional information as it may deem necessary to enable it to perform its duties herein; and it shall be its duty to notify every such corporation of the amount so assessed. The notice may be given as provided in Section 4 hereof, and it shall be the duty of the corporation to pay the amount of such tax to the Auditor of Public Accounts not later than thirty (30) days thereafter or not later than thirty (30) days after final action by the Commission, should it grant a rehearing, which the Commission may grant upon application therefor, filed within thirty (30) days after the date of such notice. Upon final action by the State Tax

Commission it shall certify to the Auditor of Public Accounts the amount of such tax due from each and every such corporation.

§ 4. Secretary of State to Report to Tax Commission Name and Address of Corporation.—It shall be the duty of the Secretary of State to certify to the State Tax Commission the names and addresses of all corporations coming within the purview of this article, and also the names and addresses of their designated agents upon whom process may be executed, that now or that may hereafter appear upon the records of his office.

From such certification and from the records of its own office, it shall be the duty of the State Tax Commission to notify such corporation required to report under this section and to furnish blanks upon which to make the reports, not later than December fifteenth in each year. Proof that such notice and blanks have been deposited in the United States mail duly stamped and addressed to the person last designated as the person upon whom process may be served, shall in all cases be deemed conclusive evidence that such notice to report had been given to such corporation.

§ 5. Reports, When to be Made.—Domestic corporations hereafter incorporated, and foreign corporations hereafter becoming the owners of property or transacting business in this State, shall make such report to the State Tax Commission in the manner provided in this section, on or before February first succeeding their incorporation or succeeding their becoming the owners of property, or transacting business in this State; and shall make such report on or before said date annually thereafter. Such corporations shall pay the annual license tax at the rate and in the proportion provided in Section 2, and in all respect to be subject to all the provisions and penalties in this section contained and prescribed, but the State Tax Commission may for good cause shown extend the time for filing.

§ 6. Penalty for False Statements.—Any person who shall falsely make an affidavit herein required shall be guilty of false swearing, and, upon conviction therefor, shall suffer the pains and penalties in such cases made and provided.

Any corporation which wilfully violates the provisions of this act or any of its provisions, or wilfully fails or neglects to report as required herein or to perform any duty herein imposed upon it, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than fifty dollars nor more than one thousand dollars for each offense; the same to be recovered by penal action or by indictment in the Circuit Court of Franklin County; and every such judgment of conviction for failure to report shall also provide that the right to be a corporation in this State shall be suspended until the fine and costs and all taxes and penalties due the State shall be paid or replevied, or the judgment superseded. Every corporation failing to pay its taxes as provided in this section within the time limit herein prescribed shall be deemed a delinquent, and a penalty of ten per centum on the amount of such tax shall attach, and thereafter such tax shall bear interest at the rate of ten per centum per annum, and said tax, penalty and interest may be collected by civil action in the Franklin Circuit Court.

§ 7. A corporation which may be liable to pay a special license tax under Chapter 12 of the Kentucky Statutes, will not be required to pay the corporation license tax provided for herein when such special license tax shall be equal to or greater than the corporation license tax, but when the amount of such special license tax shall be less than the amount which would be due as determined under Section 3 of this act, such corporation shall pay as corporation license tax the difference between the amount required to be paid as special license tax and the amount which would be due under this act if such corporation were not engaged in any business requiring a special license tax.

§ 8. Minimum Fee.—No corporation required to pay an annual license tax under this section shall pay a less sum therefor than fifteen dollars.

§ 9. The provisions of this act are severable, and if any of its provisions or penalties shall be held unconstitutional, the decisions of the courts shall not affect or impair any of the remaining provisions of this act. It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein.

§ 10. Chapter 7 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended by Chapter 124 of the Acts of the General Assembly of 1918, and being now Sections 4199-a to 4189-i inclusive, Kentucky Statutes, Carroll's Sixth Edition 1922, is hereby repealed. All other laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as fallows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. G. Buckner	J. L. Cushing
Wm. J. Arvin	S. J. Bunger	C. L. Daly
W. O. Bach	W. A. Carson	E. J. Doss
A. J. Baldridge	C. B. Carver	James M. Durham
J. H. Baughman	Lee Clark	J. O. Evans
W. B. Belknap	Lonnie Cooper	D. W. Fowler
Shaler Berry	Fred H. Coots	F. A. Gnau
W. P. Bowman	J. D. Cox	Whitsett Hall
D. F. Brown	J. S. Cruse	Lawrence Harmon
J. R. Buckman	W. J. Curtis	C. W. Hawkins

Goebel B. Henson	J. L. Manning	Jas. J. Peters
H. M. Holbrook	Joe Martin	Geo. W. Potter
H. B. Holland	Shelby Martin	W. H. Pryor
S. K. Holland	A. M. Mercer	R. R. Rogers
E. M. Johnson	H. H. Miller	Philip J. Ryan
Grover C. Johnson	J. S. Milliken	M. G. Slusher
W. W. Johnson	B. T. Morris	E. J. Snyder
Mrs. H. G. Jorris	L. P. Murphy	J. G. Swearengin
W. O. Keller	J. L. McDavid	J. L. Valandingham
Thos. H. King	Caleb Page	W. S. Wallen
W. W. Leslie	Smith Park	

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Those who voted in the negative were—

T. H. Benton	Otto C. Gartin	F. T. Nichols
C. H. Berryman	R. E. Glenn	Chas. L. Seale
Geo. A. Brown	Ira L. Horne	Chiles Van Antwerp
F. W. Bryant	J. C. Hutcherson	C. D. Vincent
Mormon B. Daniel	J. R. Kelly	T. B. Watts
J. R. Dorman	Leon P. Lewis	

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Resolved that the title thereof be as aforesaid.

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 155. An Act providing a change in the requisite qualifications of any person desiring to enter Medical School in this Commonwealth for the purpose of studying medicine.

With a Committee Amendment thereto by way of Substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That any person who has graduated from an accredited high school in this Commonwealth, or any other state, upon presentation of such evidence, shall be eligible to enter any medical school in this state without being required to have a certificate of further educational credits.

§ 2. That on account of an emergency existing in this Commonwealth for lack of proper medical aid among the people and the growing scarcity of medical physicians, any person may, for the next six year period after the passage of this act, who holds a first class teacher's certificate, enter such medical school or schools in this state, on recommendation of the county school superintendent and the county board of education in the county where such person lives.

§ 3. Any medical student after completing three years in a medical college, may practice medicine in this state under the guidance or supervision of a regular legally qualified practicing physician, for a period not exceeding two years.

§ 4. Provided that any student where admitted into any medical college outside of this state and pursuing his studies therein, may receive the benefit of this act upon practicing medicine in this state.

§ 5. Nothing in this act shall be construed as conflicting with the laws of any other state.

§ 6. All laws or parts of laws in conflict with this act are hereby repealed.

§ 7. Owing to the vital need of many communities in this Commonwealth for additional medical aid, and owing to the large scarcity of medical doctors throughout the country, an emergency is hereby declared to exist and this act shall become effective from and after its passage and signature of the Governor.

Said substitute is as follows.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Any person who has graduated and holds a diploma from an accredited high school of this Commonwealth or any other state and who has completed a four-year course in any duly chartered and reputable medical school of this Commonwealth or any other state and who holds a diploma or degree from such medical school, shall be eligible to and admitted for examination before the State Board of Health as now provided by law for license to practice medicine in this Commonwealth.

§ 2. Any person who has completed a pre-medical course prescribed by the recognized standards of medical schools and who has completed two or more school years in a reputable medical school operating under the recognized standards in this or ay other Commonwealth or state and who has a verified statement to that effect from the dean of the said medical school shall be permitted to take an examination conducted by the State Board of Health. If the person examined, pass the said examination satisfactorily, the said board shall grant him or her a limited certificate to practice general medicine in a county or counties of this Commonwealth where it appears to the said board that physicians are needed for a period of 5 years, or until removal to some other county or counties by the said board or until such certificate shall be revoked as provided in section 3 hereof. Such limited license shall by said board be renewed at the expiration of five years for five years upon application of the holder thereof to the said board.

§ 3. The licenses and certificates issued under this act may be revoked for cause after notice and hearing as provided in section 2615 of the Kentucky Statutes.

§ 4. The State Board of Health of this Commonwealth is authorized and directed to make the necessary rules to carry out the provisions of this act.

§ 5. All laws and parts of laws and all rules and regulations inconsistent with or in conflict herewith are hereby expressly repealed.

§ 6. This act shall become effective as a law of this Commonwealth at the time provided in the Constitution.

Said substitute as offered by the committee was adopted.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. B. Carver	F. A. Gnau
W. B. Ardery	Lee Clark	Whitsett Hall
Wm. J. Arvin	Lonnie Cooper	Lawrence Harmon
W. O. Bach	Fred H. Coots	J. F. Harrison
A. J. Baldridge	J. D. Cox	C. W. Hawkins
J. H. Baughman	J. S. Cruse	J. M. Hayse
W. B. Belknap	W. J. Curtis	Goebel B. Henson
T. H. Benton	J. L. Cushing	H. M. Holbrook
Shaler Berry	C. L. Daly	H. B. Holland
C. H. Berryman	Mormon B. Daniel	S. K. Holland
W. P. Bowman	J. R. Dorman	Ira L. Horne
D. F. Brown	E. J. Doss	J. C. Hutcherson
Geo. A. Brown	James M. Durham	E. M. Johnson
F. W. Bryant	D. E. Edwards	Grover C. Johnson
J. R. Buckman	J. O. Evans	W. W. Johnson
W. G. Buckner	D. W. Fowler	D. C. Jones
S. J. Bunger	Otto C. Gartin	Mrs. H. G. Jorris
W. A. Carson	R. E. Glenn	W. O. Keller

J. R. Kelly	J. L. McDavid	C. W. Ryans
Thos. H. King	F. T. Nichols	Chas. L. Seale
Oscar Leibson	Caleb Page	M. G. Slusher
Leon P. Lewis	Smith Park	E. J. Snyder
J. L. Manning	J. J. Patterson	Frank L. Strange
Joe Martin	Jas. J. Peters	Mac Swinford
Shelby Martin	Geo. W. Potter	J. L. Valandingham
A. M. Mercer	W. H. Pryor	Chiles Van Antwerp
H. H. Miller	Clint Raymer	C. D. Vincent
B. T. Morris	R. R. Rogers	W. S. Wallen
L. P. Murphy	Philip J. Ryan	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 228. An Act to repeal section 4315, chapter 110, Roads—Public, Carroll's Kentucky Statutes, and to enact in lieu thereof a new section 4315 providing for penalties for the defacement or removal of signs, barriers, route numbers from the public highways, and further regulating the right and authority of the State Highway Commission to control same, and declaring an emergency.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 4315, Carroll's Kentucky Statutes be, and the same is hereby repealed and that the following new

section 4315 be enacted in lieu thereof; said new section to read as follows:

(4315). If it shall appear necessary to the State Highway Commission, its officers, or appropriate employees, to close any road or highway coming under its jurisdiction so as to permit of proper completion of work which is being performed, such commission, its officers or employees, may close, or cause to be closed, the whole or any portion of such road or highway deemed necessary to be excluded from public travel. While any such road or highway, or portion thereof, is in process of construction or maintenance, such commission, its officers or appropriate employees, or its contractor, under authority from such commission, may erect, or cause to be erected, suitable barriers or obstructions thereon, may post, or cause to be posted, conspicuous notices to the effect that the road or highway, or portion thereof, is closed, warning signs, lights and lanterns on such road or highway, or portion thereof. When such road or highway is closed to the public or in process of construction or maintenance, as provided herein, any person who wilfully breaks down, drives into new construction work, removes, injures or destroys any such barrier or barriers, or obstructions on road being constructed, or tears down, removes or destroys any such notices, drives into new construction work, or extinguishes, removes, injures or destroys any such warning lights or lanterns so erected, posted, or placed; or who shall remove, deface or obstruct any detour signs or route numbers, danger signals or other device placed by order of the State Highway Commission upon any of the rights of ways of the public roads of the Commonwealth, for the convenience, use or safety of the traveling public; or who without authority from the State Highway Commission, or its representatives shall injure or deface any of the parapets, walks, culverts, bridges, masonry of any kind, or who shall destroy or remove survey stakes, or who shall turn any stream of water from its regular course, toward or upon such roads or highways so as to injure same, or shall obstruct any of the

gutters, drains, or culverts of such road, or shall connect any public or private road with such road without securing such road from injury by reason of such connection, or by the flow of water at the place of connection, or shall place or leave on such road any earth, ashes, stone or other obstructions to the use and travel of such road, or shall so place or leave thereon any vehicle as to interfere with such travel, shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined not less than ten dollars ($10.00) nor more than five hundred dollars ($500.00).

§ 2. The fact that the public highways of the Commonwealth are being frequently injured and the construction of new highways interfered with, constitute a present nuisance as well as a menace to the traveling public, and therefore an emergency is hereby declared, and this bill shall take effect from and after its passage and approval of the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. H. Berryman	Fred H. Coots
W. B. Ardery	W. P. Bowman	J. D. Cox
Wm. J. Arvin	F. W. Bryant	J. S. Cruse
W. O. Bach	J. R. Buckman	J. L. Cushing
A. J. Baldridge	S. J. Bunger	C. L. Daly
J. H. Baughman	W. A. Carson	Mormon B. Daniel
T. H. Benton	C. B. Carver	J. R. Dorman
Shaler Berry	Lonnie Cooper	E. J. Doss

James M. Durham	W. W. Johnson	Jas. J. Peters
D. E. Edwards	D. C. Jones	Geo. W. Potter
J. O. Evans	Mrs. H. G. Jorris	W. H. Pryor
D. W. Fowler	W. O. Keller	Clint Raymer
Otto C. Gartin	Thos. H. King	R. R. Rogers
R. E. Glenn	W. W. Leslie	Philip J. Ryan
F. A. Gnau	J. L. Manning	C. W. Ryans
Whitsett Hall	Joe Martin	Chas. L. Seale
Lawrence Harmon	Shelby Martin	M. G. Slusher
C. W. Hawkins	A. M. Mercer	E. J. Snyder
J. M. Hayse	H. H. Miller	Frank L. Strange
Goebel B. Henson	J. S. Milliken	J. G. Swearengin
H. M. Holbrook	B. T. Morris	Mac Swinford
H. B. Holland	L. P. Murphy	Chiles Van Antwerp
S. K. Holland	J. L. McDavid	C. D. Vincent
Ira L. Horne	W. J. McGill	W. S. Wallen
J. C. Hutcherson	F. T. Nichols	T. B. Watts
E. M. Johnson	Smith Park	
Grover C. Johnson	J. J. Patterson	

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Resolved that the title thereof be as aforesaid.

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 208. An Act to amend and re-enact sections 3, 4, 8 of an Act entitled "An Act providing for the creation, control, disposition of a fund to be used in pensioning under certain conditions policemen and the families of deceased policemen, in cities of the first class, approved March 12, 1912.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section three (3) of said Act, be amended by striking therefrom the word "one," preceded by the word "then" and followed by the word "cents," and insert in lieu thereof, the word "two," so said section as amended shall read as follows:

Section 3. There may be levied and set apart by the General Councils of all cities of the first class in this Commonwealth, for the year nineteen hundred and thirteen a tax of not more than two cents on each one hundred dollars of value of taxable property in said cities for said year, as a fund for the pensioning as hereinafter provided, of members of the police department, and the families of deceased members thereof, in said cities, and a like tax may be levied and set apart for the same purpose for each succeeding year until said fund shall have reached the sum of three hundred thousand dollars as of date the first of September, preceding, in which event the levy of said tax shall cease; but should said fund thereafter, as of the first of September in any year, fall below the sum of three hundred thousand dollars, then said tax may be levied for the next succeeding year and for each year thereafter until said fund shall have again reached the sum of three hundred thousand dollars as of the first of September immediately preceding the time of making the usual tax levy in said cities, it being one of the purposes of this act to permit the amount of said fund to be kept at all times as near as possible to three hundred thousand dollars. All moneys withheld from officers, members, or employees of the police department as punishment for any breach (of) discipline, misconduct or violation of the rules and regulations of said department shall be paid into said fund each month and credited upon the pay-roll of the department, payable to said fund for that purpose, and all fines imposed by the Board of Public Safety upon officers, members or employees of the

Police Department, by way of discipline, and collectible from pay or salary, shall be paid into the treasury to the credit of said fund. Such donations, together with the payments aforesaid and the tax levy aforesaid, shall constitute and be kept as a fund to be called the Policemen's Pension Fund, and the Board hereinbefore designated is hereby declared to be the trustees of said fund, and it shall have power and it shall be its duty, from time to time, to invest the same, in whole or in part, as it shall deem most advantageous, for the objects of the said fund; and it is empowered to take all necessary remedies in the premises.

§ 2. That Section four (4) of said Act be amended by striking therefrom the words "fifty cents" wherever it appears in said section and insert in lieu thereof the words "seventy-five cents" and that said section of said Act, when so amended, shall read as follows:

Section 4. Said Board shall have exclusive control and management of said fund, and may assess each member of the police department seventy-five cents per month while he is such member, to be deducted and withheld from the pay of each member so assessed, the same to be placed by the Treasurer of each city of the first-class to the credit of such fund subject to the order of such Board.

§ 3. And further, to amend and re-enact Section eight (8) of said Act by striking therefrom the words "thirty dollars ($30.00)" wherever same appears in said section, and in lieu thereof insert the words "sixty dollars ($60.00)."

And further amending and re-enacting Section eight (8) by striking therefrom the words "six dollars ($6.00)" wherever same appears in said section, and in lieu thereof inserting the words "twelve dollars ($12.00)."

And further amending and re-enacting Section eight (8) by striking therefrom the words "fifteen dollars ($15.00)" wherever same appears in said section, and in lieu thereof inserting the words "thirty dollars ($30.00)," so that when said Act is amended and re-enacted, it shall read as follows:

Section 8. If any officer, member or employee of the police department, while in the performance of his duty, becomes temporarily totally disabled, physically or mentally, for service, by reason of service in such department the Board of Trustees shall order the payment from said pension fund to such disabled officer, member or employee, monthly during such disability, not to exceed one year, a sum equal to the monthly compensation allowed such officer, member or employee as salary at the date of his disability, provided such officer, member or employee, during the same period, is paid no salary as such officer, member or employee. If any officer, member or employee of the police department, while in the performance of his duty, becomes mentally or physically permanently disabled by reason of service in such department, so as to render necessary his retirement from service in said department, said Board of Trustees shall retire such disabled officer, member or employee from service in such police department: Provided, no such retirement on account of disability shall occur unless such officer, member, or employee has contracted such disability through his service in the police department; and upon such retirement the board of trustees shall order the payment to such disabled officer, member or employee of such police department, monthly, from said pension fund, the sum of sixty dollars. If any officer, member or employee of said police department, shall, while in the performance of his duty, be killed, or die as the result of an injury received in the line of duty, or after having served in the department for fifteen consecutive years shall die, while in the service or on the retired list, from any cause, and shall leave a widow, or child or children under the age of fourteen years, or, if unmarried and childless, shall leave a dependent father or mother surviving, said board of trustees shall direct the payment from said pension fund, monthly, to such widow, while unmarried, of sixty dollars, and for each child until it reaches the age of fourteen years twelve dollars, and to the dependent father and mother, if such officer, member or em-

ployee was unmarried and childless, sixty dollars, the pension to the father and mother to be paid as follows: If the father be dead, the mother shall receive the entire sixty dollars, and if the mother be dead the father shall receive the entire sixty dollars, and if both living, each shall receive thirty dollars.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen
Wm. J. Arvin
W. O. Bach
A. J. Baldridge
J. H. Baughman
T. H. Benton
Shaler Berry
C. H. Berryman
W. P. Bowman
D. F. Brown
Geo. A. Brown
F. W. Bryant
J. R. Buckman
W. G. Buckner
S. J. Bunger
W. A. Carson
C. B. Carver
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. S. Cruse
W. J. Curtis
C. L. Daly
Mormon B. Daniel
J. R. Dorman
E. J. Doss
D. E. Edwards
J. O. Evans
D. W. Fowler
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
J. F. Harrison
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
H. B. Holland
Ira L. Horne
J. C. Hutcherson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
W. W. Leslie
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
H. H. Miller
J. S. Milliken
B. T. Morris
L. P. Murphy
J. L. McDavid
F. T. Nichols
Caleb Page
Smith Park
J. J. Patterson

Jas. J. Peters	Philip J. Ryan	J. G. Swearengin
Geo. W. Potter	C. W. Ryans	J. L. Valandingham
W. H. Pryor	Chas. L. Seale	Chiles Van Antwerp
H. A. Pulliam	M. G. Slusher	C. D. Vincent
Clint Raymer	E. J. Snyder	W. S. Wallen
R. R. Rogers	Frank L. Strange	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 438. An Act to authorize county officers to turn over to the Kentucky State Historical Society for preservation old books and documents no longer of use or value to the counties.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The county officers of this Commonwealth are authorized to turn over to the Kentucky State Historical Society at Frankfort, Kentucky, old books or documents in their offices, suitable for preservation as archives of the State, but no longer of use or value to the counties, that they may be properly arranged, catalogued and preserved for future generations of Kentuckians. No books or documents of any county shall be turned over to said State Historical Society except upon the order of the Fiscal Court of such county.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	James M. Durham	H. H. Miller
W. B. Ardery	D. E. Edwards	J. S. Milliken
Wm. J. Arvin	J. O. Evans	B. T. Morris
W. O. Bach	D. W. Fowler	L. P. Murphy
A. J. Baldridge	Otto C. Gartin	J. L. McDavid
J. H. Baughman	R. E. Glenn	W. J. McGill
W. B. Belknap	F. A. Gnau	Caleb Page
T. H. Benton	Whitsett Hall	Smith Park
Shaler Berry	Lawrence Harmon	J. J. Patterson
W. P. Bowman	J. F. Harrison	Jas. J. Peters
D. F. Brown	C. W. Hawkins	Geo. W. Potter
Geo. A. Brown	J. M. Hayse	H. A. Pulliam
F. W. Bryant	Goebel B. Henson	Philip J. Ryan
J. R. Buckman	H. B. Holland	C. W. Ryans
W. G. Buckner	S. K. Holland	Chas. L. Seale
S. J. Bunger	Ira L. Horne	M. G. Slusher
W. A. Carson	J. C. Hutcherson	E. J. Snyder
C. B. Carver	Grover C. Johnson	Frank L. Strange
Lee Clark	W. W. Johnson	J. G. Swearengin
Fred H. Coots	Mrs. H. G. Jorris	Mac Swinford
J. D. Cox	W. O. Keller	J. L. Valandingham
J. S. Cruse	J. R. Kelly	Chiles Van Antwerp
W. J. Curtis	Thos. H. King	C. D. Vincent
C. L. Daly	W. W. Leslie	W. S. Wallen
Mormon B. Daniel	Leon P. Lewis	T. B. Watts
J. R. Dorman	Shelby Martin	
E. J. Doss	H. J. Meyers	

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Resolved that the title thereof be as aforesaid.

Mr. Wallen moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

By unanimous consent and at the instance of the Committee on Rules, the following bills were introduced, ordered printed and referred to the Committee on Rules.

H. B. 603. An Act to provide for the execution and sale of Five Million Dollars ($5,000,000) of bonds of the Commonwealth for the benefit of the University of Kentucky, and the naming of seven commissioners in connection therewith.

H. B. 604. An Act to provide for the execution and sale of Four Million Dollars ($4,000,000) of bonds of the Commonwealth for the purpose of paying outstanding warrants of the Commonwealth and the interest accrued thereon.

H. B. 605. An Act to provide for the execution and sale of Five Million Dollars ($5,000,000) of bonds of the Commonwealth of Kentucky for the benefit of the Penal, Correctional and Charitable Institutions, and the naming of seven Commissioners in connection therewith.

H. B. 606. An Act creating and establishing as a part of the Primary Road System of the State Highways of the Commonwealth of Kentucky a road leading from Egner's Ferry in Marshall County via Birensburg and Palma to McCracken County line.

Mr. H. B. Holland of the Committee on Enrollment reported that they had examined and found to be correctly enrolled, bills of the following titles, viz.:

H. B. 10. An Act amending and re-enacting Section 3235a-28, Carroll's Kentucky Statutes, 1918 Edition, and 3235a-26 of Supplement of 1922 Edition of Carroll's Kentucky Statutes, which is Chapter 52, Page 174, Acts of 1922, approved March 23, 1922, relating to power to purchase site, issue of improvement bonds to be submitted to the people and provisions concerning bonds and relating to duties and powers and incurring indebtedness and relating to the rate of taxation and time the same is to be effective.

H. B. 93. An Act to amend Section 3642 of the Kentucky Statutes, Carroll's 1915 Edition, relating to violation of city ordinances and that all fines and forfeitures shall go to the city of the fifth and sixth class.

H. B. 51. An Act relating to the qualification of members and officers of the police force in cities of the first class, and repealing Chapter 64 of the Acts of the General Assembly of 1924.

Thereupon all other business was suspended, said bills were read at length and compared in open session and found to be correctly enrolled.

Thereupon the Speaker, in open session and in the presence of the House affixed his signature thereto.

Ordered that the Enrolling Clerk deliver said bills to the Senate.

After a time the Enrolling Clerk of this House delivered the original and enrolled copies of said bills, duly signed by the President of the Senate into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk deliver said bills to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 261. An Act to increase the daily compensation of members of the General Assembly and presiding Officers of the Senate and House of Representatives.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Sections 2005-1, 2005-2, 2005-3, Kentucky Statutes, compiled in 1922, be and each of the same is hereby repealed, and in lieu thereof, the following is enacted:

Section 2005-1. The members of the Upper House (Senate), shall severally receive from the State Treasury compensation for their services, the sum of twenty dollars per day during their attendance on the sessions of the General Assembly and fifteen cents per mile for traveling expenses in going to and returning from the sessions of the same.

Section 2005-2. The members of the Lower House (House of Representatives), shall receive the same compensation as Senators per day for their services during the sessions of the General Assembly and the same mileage for traveling expenses, in going to and returning from said sessions.

Section 2005-3. The Lieutenant Governor, as President of the Senate, and the Speaker of the House of Representatives, shall receive as compensation for their attendance on the sessions of their respective bodies the sum of twenty-five dollars per day and fifteen cents per mile for traveling expenses while attending the sessions of the General Assembly.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Wm. J. Arvin	Oscar Leibson	C. W. Ryans
A. J. Baldridge	W. W. Leslie	Chas. L. Seale
Shaler Berry	A. M. Mercer	M. G. Slusher
D. F. Brown	H. J. Meyers	J. G. Swearengin
Fred H. Coots	H. H. Miller	C. D. Vincent
J. L. Cushing	J. S. Milliken	W. S. Wallen
F. A. Gnau	W. J. McGill	T. B. Watts
Lawrence Harmon	R. R. Rogers	
J. M. Hayse	Philip J. Ryan	

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Those who voted in the negative were—

Lewis Allen	J. R. Dorman	Leon P. Lewis
W. B. Ardery	E. J. Doss	J. L. Manning
W. O. Bach	James M. Durham	Joe Martin
J. H. Baughman	D. E. Edwards	B. T. Morris
W. B. Belknap	J. O. Evans	L. P. Murphy
T. H. Benton	D. W. Fowler	J. L. McDavid
C. H. Berryman	R. E. Glenn	F. T. Nichols
W. P. Bowman	Whitsett Hall	Caleb Page
Geo. A. Brown	J. F. Harrison	Smith Park
F. W. Bryant	C. W. Hawkins	J. J. Patterson
J. R. Buckman	Goebel B. Henson	Jas. J. Peters
W. G. Buckner	H. B. Holland	Geo. W. Potter
S. J. Bunger	S. K. Holland	W. H. Pryor
W. A. Carson	Ira L. Horne	H. A. Pulliam
C. B. Carver	J. C. Hutcherson	Clint Raymer
Lee Clark	Grover C. Johnson	E. J. Snyder
Lonnie Cooper	W. W. Johnson	Frank L. Strange
J. D. Cox	D. C. Jones	Mac Swinford
W. J. Curtis	Mrs. H. G. Jorris	J. L. Valandingham
C. L. Daly	J. R. Kelly	Chiles Van Antwerp
Mormon B. Daniel	Thos. H. King	

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Mr. Wallen moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Wallen moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, MARCH 3, 1926.

The House was opened with prayer by the Reverend Father Klosterman of the Roman Catholic Church of Frankfort.

The roll was called and the following members answered to their names, viz:

Lewis Allen	W. A. Carson	Otto C. Gartin
W. B. Ardery	C. B. Carver	R. E. Glenn
Wm. J. Arvin	Lee Clark	F. A. Gnau
W. O. Bach	Lonnie Cooper	Whitsett Hall
A. J. Baldridge	Fred H. Coots	Lawrence Harmon
J. H. Baughman	J. D. Cox	C. W. Hawkins
W. B. Belknap	J. S. Cruse	J. M. Hayse
T. H. Benton	W. J. Curtis	Goebel B. Henson
Shaler Berry	J. L. Cushing	H. M. Holbrook
C. H. Berryman	C. L. Daly	H. B. Holland
W. P. Bowman	Mormon B. Daniel	S. K. Holland
D. F. Brown	J. R. Dorman	Ira L. Horne
Geo. A. Brown	E. J. Doss	J. C. Hutcherson
F. W. Bryant	James M. Durham	E. M. Johnson
J. R. Buckman	D. E. Edwards	Grover C. Johnson
W. G. Buckner	J. O. Evans	W. W. Johnson
S. J. Bunger	D. W. Fowler	D. C. Jones

Mrs. H. G. Jorris	B. T. Morris	Philip J. Ryan
W. O. Keller	L. P. Murphy	C. W. Ryans
J. R. Kelly	Chas. N. McCarty	Chas. L. Seale
Thos. H. King	J. L. McDavid	W. R. Smith
Oscar Leibson	W. J. McGill	E. J. Snyder
W. W. Leslie	F. T. Nichols	Frank L. Strange
Leon P. Lewis	Caleb Page	J. G. Swearengin
J. L. Manning	Smith Park	Mac Swinford
Joe Martin	J. J. Patterson	J. L. Valandingham
Shelby Martin	Jas. J. Peters	Chiles Van Antwerp
A. M. Mercer	Geo. W. Potter	C. D. Vincent
H. J. Meyers	W. H. Pryor	W. S. Wallen
H. H. Miller	H. A. Pulliam	T. B. Watts
J. S. Milliken	Clint Raymer	

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills and resolutions which originated in that body of the following titles, viz:

S. Res. 21. Resolution designating the "York Trail."

S. Res. 10. A Resolution recognizing John Fitch as the inventor of the first steamboat and the first person to apply steam power to the purposes of navigation and recommending the teaching in public schools and other institutions of learning, maintained in whole or in part by the State of Kentucky, that John Fitch was the inventor of the first steamboat, and that he first applied steam power to the purposes of navigation.

S. B. 145. An Act to repeal and re-enact Section 3721, Kentucky Statutes, Carroll's Edition of 1915 and 1918, relating to notaries public.

S. B. 364. An Act to amend and re-enact Section 1941 of Carroll's Kentucky Statutes, 1922 Edition, as amended by

Chapter 122 of the Acts of 1920, entitled "An Act for the protection of game birds and game animals; fixing open and closed seasons for the same; fixing the bag limit for birds and animals killed in open season, prohibiting the snaring of rabbits at any time and providing penalty for the violation of this Act."

S. B. 340. An Act to amend Section 118 Kentucky Statutes, Carroll's 1922 Edition, relating to the duties of Commonwealth's Attorney.

S. B. 192. An Act to amend and re-enact Subsection 2 of 552 of the Civil Code of Practice relating to the mode of taking testimony.

S. B. 212. An Act to repeal an Act of the General Assembly of 1887-1888 incorporating the Town of Eden, Martin County, Kentucky.

S. B. 166. An Act for the protection of Homing and Carrier Pigeons.

S. B. 283. An Act providing for the enforcement of contribution among wrongdoers.

S. B. 334. An Act to amend and re-enact Section 3 of Chapter 131 of the Acts of the General Assembly of 1918 entitled "An Act to regulate the admission of attorneys to practice law" and providing for qualifications of members of the Board of Bar Examiners.

S. B. 130. An Act to amend and re-enact Section 4148 of the Kentucky Statutes, as it was amended and re-enacted by Chapter 121 of the Acts of 1924, and which amendment was Section 20 of said amendatory act.

S. B. 184. An Act providing for the right of condemnation by memorial, historical professional associations for the Commonwealth of Kentucky for memorial purposes, and prescribing method of such proceedings.

S. B. 152. An Act to repeal, amend, re-enact Section 728, 733 and 734 of the Kentucky Statutes, Carroll's Edition, 1915, same being a part of Chapter 32, Article 4, Subdivision 7, relating to real estate title insurance companies.

S. B. 363. An Act to amend and re-enact Section 1954c-25, Kentucky Statutes, Carroll's 1922 Edition, as amended by Chapter 30 of the Acts of 1916, entitled "An Act amending an Act entitled 'An Act for the protection of game and fish' Chapter 35, Acts 1912. Approved March 12, 1912."

S. B. 312. An Act to amend an Act creating the office of District Detective.

S. B. 366. An Act relating to educational institutions not supported by State funds within the Commonwealth of Kentucky commonly known as quasi-public Normal Schools, prescribing the requirements, rules and regulations for issuing certificates to students of such institutions to teach in the public schools of Kentucky, defining the powers and duties of the State Board of Education with respect thereto, and repealing Chapter 151 of the 1918 Acts of the General Assembly of Kentucky, the same being Sections 4535c-1 to 4535c-3 inclusive of the Kentucky Statutes, Carroll's 1922 Edition.

Ordered that said bills and resolutions be printed and referred,

To Committee on Rules.

Mr. Meyers offered the following resolution, viz.:

Whereas, it is the policy of the federal government to reduce taxes by the practice of economy in governmental departments and offices, and

Whereas, the same policies of tax reduction and economy in governmental departments should be adopted in the State of Kentucky, therefore,

Be it resolved by the House of Representatives, That the State Tax Commission immediately report to this House the amount of all taxes collected by the State of Kentucky during the year of 1925 from all sources, as shown on the books of the state, and that said commission further, immediately report to the House of Representatives the number of employees, their residence, the amount of salary paid to each employee and the expense account rendered by each employee during the year of 1925.

Said resolution was adopted.

At the instance of the Committee on Rules, the following bills were introduced, ordered printed and referred to the Committee on Rules:

By Mr. Pulliam:

H. B. 607. An Act relating to public roads and including in the primary system roads in counties of McCracken, Graves and Ballard.

By Mr. Henson:

H. B. 608. An Act creating a state roads project.

Mr. Daly of the Committee on Rules, reported bills of the following titles, viz.:

H. B. 111. An Act relating to compulsory education in the common schools of this Commonwealth and fixing penalties for its violation, and amending section 4526c-4, article 16, Chapter 13, Kentucky Statutes, Carroll's Edition 1922.

H. B. 596. An Act establishing a road from Paducah, Kentucky, at the northern end of Eighth Street in said city and at the city limits to the ferry landing opposite Brookport, Illinois, and being part of the highways between Paducah, Kentucky, and Golconda, Illinois, as part of the primary system of State highways, and designating said project as Project 9A.

H. B. 595. An Act to amend Chapter 260 of Acts of the General Assembly of the Commonwealth of Kentucky of the 1924 session, which act relates to roads and highways.

H. B. 597. An Act to establish a new road project.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles, viz.:

H. B. 586. An Act appropriating money for the operation and maintenance of the various departments, Boards, Commissions, Institutions and Agencies of the State Government, except for the Legislative and Judicial Departments, and except for the common schools, for the fiscal year ending June 30, 1927; designating the funds and sources from which

said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 587. An Act appropriating money for the operation and maintenance of the various Departments, Boards, Commissions, Institutions and agencies of the State Government, except for the Legislative and Judicial Departments, and except for the common schools, for the fiscal year ending June 30, 1928; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 105. An Act to require persons building, repairing or improving property for others to apply money received from owner to the payment of bills for labor or materials and providing a penalty for the violation thereof.

H. B. 104. An Act to prohibit the owner of real property from failing to apply the proceeds of the sale thereof or loan thereon to the payment of the amounts owing for labor or materials used in the erection, repair or improvement of any structure thereon, and providing a penalty for the violation thereof.

H. B. 570. An Act concerning the drainage and reclamation of land and authorizing the maintenance of ditches, by labor by the landowners thereon.

Ordered that said bills be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles only.

Ordered that said bills be placed in the Orders of the Day.

Mr. Daly moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Daly moved that when the hour of twelve o'clock Meridian, arrives today, the House do then recess until one o'clock P. M.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 300. An Act to authorize cities of the first, second, third and fourth class, to acquire water works and to issue bonds therefor, payable from the revenues of such works.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That cities of the first, second, third and fourth class, whether organized under the general law or special charter law, and including such cities where the commission form of government has been adopted, are hereby authorized and empowered to purchase, establish, erect, maintain and operate water works, together with extensions and necessary appurtenances thereto, within or without the corporate limits under the provisions of this Act for the purpose of supplying such city or town and the inhabitants thereof with water.

§ 2. For the purpose of defraying the cost of acquiring any such water works, either by purchase, condemnation or construction and appurtenances or extensions thereto, any such city may borrow money and issue negotiable bonds, provided no such bonds shall be issued and until authorized by an ordinance specifying the proposed undertaking, the amount of bonds to be issued and the maximum rate of interest such

bonds are to bear, which shall not be more than six per cent (6%) per annum. Such ordinance shall further provide that the proposed water works and appurtenances which is to be acquired, or the proposed extensions thereto are to be made pursuant to the provisions of this Act.

§ 3. One or more such water works, owned by one or more persons or corporations, may be acquired hereunder as a single enterprise, and the common council or board of commissioners of such city shall have authority to agree with the owner or owners as to the value thereof and to purchase the same at such value.

§ 4. All bonds under the provisions of this act may be issued bearing interest at a rate not exceeding six cent per annum, payable semiannually, and shall be executed in such manner and be payable at such times, not exceeding forty years from the date thereof, and at such place or places as such common council or board of commissioners shall determine.

§ 5. Any and all such bonds shall have and are hereby declared to have in the hands of bona fide holders all of the qualities of negotiable instruments under the law merchant, and shall not be subject to taxation. In case any of the officers whose signatures or counter signatures appearing on the bonds or coupons shall cease to be such officers before delivery of such bonds, such signatures or counter signatures shall nevertheless be valid and sufficient for all purposes the same as if they had remained in office until such delivery. Such bonds shall be sold in such manner and upon such terms as the common council or board of commissioners shall deem for the best interests of such city, or any contract for the purchase or acquisition of any water works may provide that payment thereof shall be made in such bonds. In no event shall any bonds be negotiated on a basis to yield more than six per cent. Such bonds when issued shall be payable solely from the revenue funds derived from such water works as provided in section nine hereof and shall not constitute an indebtedness of

such city within the meaning of the constitutional provisions or limitations. It shall be plainly stated on the face of each bond that same has been issued under the provisions of this act and that it does not constitute an indebtedness of such city within the meaning of any constitutional provisions or limitations.

§ 6. All moneys received from any bonds issued pursuant hereto shall be applied solely for the purchase, establishment or erection of such water works and extensions thereto and necessary appurtenances, provided such moneys may be used also to advance the payment of the interest on bonds during the first three years following the date of such bonds. And there shall be and there is hereby created a statutury mortgage lien upon the water works and appurtenances and extensions so acquired to and in favor of the holders of said bonds and each of them and to and in favor of the holders of the coupons of said bonds.

§ 7. The water works so purchased or acquired, together with the extensions and appurtenances, shall remain subject to such statutory lien until the payment in full of the principal and interest of the bonds. Any holder of said bonds or of any of the coupons may, either at law or in equity, by suit, action, mandamus, or other proceedings, protect and enforce the statutory mortgage lien hereby conferred and may by suit, action, mandamus, or other proceedings, enforce and compel performance of all duties required by this act, including the making and collecting of sufficient rates, the segregation of the income and revenue, and the application thereof.

§ 8. If there be any default in the payment of the principal or interest of any of said bonds, any court having jurisdiction of the action may appoint a receiver to administer said water works on behalf of the city, with power to charge and collect rates sufficient to provide for the payment of any bonds or obligations outstanding against said water works and for the payment of the operating expenses and to apply the in-

come and revenues in conformity with this act, and the ordinance referred to in section nine hereof.

§ 9. At or before the issuance of such bonds the common council or board of commissioners of such city shall, by ordinance, set aside and pledge the income and revenues of such water works into a separate and special fund to be used and applied in payment of the cost thereof and in the maintenance, operation and depreciation thereof. Said ordinance shall definitely fix and determine the amount of revenues which shall be necessary and be so set apart and applied to the payment of the principal and interest of the bonds, and the proportion of the balance of such income and revenues which is to be set aside as a proper and adequate depreciation account, and the remaining proportion of such balance shall be set aside for the reasonable and proper operation and maintenance thereof. The rates to be charged for the service from such water works shall be sufficient to provide for the payment of interest upon all bonds and to create a sinking fund to pay the principal thereof as and when same becomes due and to provide an adequate depreciation account. Such rates shall be fixed and revised from time to time so as to produce these amounts.

§ 10. If any surplus shall be accumulated in the operating and maintenance fund, which shall be equal to the cost of maintaining and operating such water works during the remainder of the calendar, operating or fiscal year, as may be provided by the ordinance hereinbefore required and the cost of maintaining and operating such water works during the succeeding like calender, operating or fiscal year, any excess over such amount may be transferred at any time by the council to the depreciation account to be used for any improvements, extensions or additions to such water works.

§ 11. The fund accumulating to the depreciation account shall be expended in balancing depreciation in such water works or in making new constructions, extensions or additions thereto. Any such accumulations may be invested as the coun-

cil may designate and if invested, the income from such investment shall be carried into the depreciation account.

§ 12. The reasonable cost and value of any service rendered to such city by such water works may be charged against the city and shall be paid for monthly as the service accrues from the current funds or proceeds of taxes which such city is hereby authorized and required to levy in an amount sufficient for that purpose. Such funds so paid shall be accounted for in the same manner as other revenues of such water works.

§ 13. Such city may issue new bonds for the purpose of providing funds for the payment of any outstanding bonds, in accordance with the procedure prescribed by this act. Such new bonds shall be secured to the same extent and shall have the same source of payment as the bonds which shall have been thereby refunded.

§ 14. Should the common council or board of commissioners find that the bonds authorized will be insufficient to accomplish the purpose desired, additional bonds may be authorized and issued subject to the procedure as herein required.

§ 15. Any city requiring any water works pursuant to the provisions of this act, may, at the time of the issuance of the bonds for such acquisition, provide for additional bonds for extensions and permanent improvements to be placed in escrow and to be negotiated from time to time as such proceeds for that purpose may be necessary. Such bonds when so negotiated shall have equal standing with the bonds of the same issue.

§ 16. In like manner, such city acquiring any water works under the provisions hereof may provide for the extension, addition, or improvement of such public utility by an additional issue or issues of bonds in the manner herein provided.

§ 17. Such city in acquiring any water works under the provisions of this act, may provide by ordinance any such provisions and stipulations for the administration of the income and revenues and for the security of the bondholders as

the common council or board of commissioners of such city may deem necessary.

§ 18. The ordinance required by sections two and nine hereof may also set apart bonds hereunder authorized, equal to the amount of any secured debt or charge, subject to which a water works may be purchased or acquired, and shall set aside for interest and sinking fund from the balance of the income and revenues of the water works remaining after setting aside the funds for payment of principal and interest of bonds, a sum sufficient to comply with the requirements of the instrument creating the lien or securing the charge, or if such instrument does not make any provision therefor, said ordinance shall fix and determine the amount which shall be set aside into a securing debt account for interest on such secured debt or charge and a fixed amount to pay the principal thereof at maturity. Any surplus after satisfying the secured debt or charge may be transferred to the fund for the redemption of the principal and interest of bonds issued hereunder. Bonds may be issued hereunder subject to the provisions hereof in exchange for or in satisfaction of such secured debt or charge or may be sold in the manner herein provided and the proceeds applied in payment of the same at or before maturity.

§ 19. This act shall be deemed to create an additional and alternate method for the acquisition of water works by any city of the first, second, third or fourth class and shall not be deemed to include, alter, amend or repeal any other statute. No proceedings shall be required for the acquisition of any water works hereunder or the issuance of bonds hereunder except such as are prescribed by this act, any provision in the general laws of the Commonwealth of Kentucky or the charter of any city to the contrary notwithstanding.

§ 20. This act being necessary for and to secure the public health, safety, convenience and welfare of cities in the Commonwealth of Kentucky, shall be liberally construed to effectuate the purpose hereof.

§ 21. Inasmuch as many cities to which this act is applicable are without adequate water works facilities, thus endangering the health, safety and convenience of the inhabitants thereof, an emergency is declared to exist and this act shall take effect from and after its passage and approval.

Mr. Gartin offered the following Amendments to said bill, viz.:

Amend H. B. 300 in line 2, section 2, page 1 of the printed bill by striking out after the word "purchase" in said line and before the word "or" in said line the word "condemnation."

Amend H. B. 300 on page 1, section 2, line 4 by inserting after the word "issued" and before the word "and" the following "unless."

Amend H. B. 300 on page 4, section 9, line 15 by inserting after the word "provide" and before "an" in said line of the printed bill, the following words: "for the operation and maintenance thereof."

Amend H. B. 300 on page 5, section 15, line 1, by striking out in said line of the printed bill, the word "requiring" and inserting in lieu thereof the word: "acquiring."

Amend H. B. 300 by striking from section 1, line 1, page 1 of the printed bill the word "first."

Said Amendments were each and severally agree to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being

engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen
W. B. Ardery
Wm. J. Arvin
W. O. Bach
A. J. Baldridge
J. H. Baughman
W. B. Belknap
T. H. Benton
Shaler Berry
C. H. Berryman
W. P. Bowman
D. F. Brown
Geo. A. Brown
F. W. Bryant
J. R. Buckman
W. G. Buckner
S. J. Bunger
W. A. Carson
C. B. Carver
Lee Clark
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. S. Cruse
J. L. Cushing
C. L. Daly
Mormon B. Daniel
J. R. Dorman
E. J. Doss
James M. Durham
D. E. Edwards
J. O. Evans
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
J. F. Harrison
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
H. B. Holland
S. K. Holland
Ira L. Horne
E. M. Johnson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
A. M. Mercer
H. H. Miller
J. S. Milliken
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Caleb Page
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
Clint Raymer
R. R. Rogers
C. W. Ryans
M. G. Slusher
W. R. Smith
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent
W. S. Wallen
T. B. Watts

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Mr. Gartin offered the following amendment to the title of said bill, viz.:

Amend the title of H. B. 300 by striking therefrom the word "first" in the first line thereof.

Said amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 502. An Act to repeal and re-enact Chapter 15, Acts of the General Assembly of 1922, approved March 20, 1922, and to provide for the elimination of grade crossings or change of existing overhead or underpass structures on the primary roads of the State; giving the State Highway Commission the power to order the elimination of such crossing or change of such structures and the power to direct the character of crossings to be substituted therefor; and to provide for the method or manner of effecting such grade eliminations or changes; providing for hearings on such orders; providing for a method of paying the cost incurred in the elimination of such crossings or change of structure; providing for appeal to the Franklin Circuit Court from such orders of the State Highway Commission, and for appeal from the Franklin Circuit Court to the Court of Appeals; providing for maintenance of the substituted crossings; and providing for the mandatory process of the court to compel compliance with such orders; and declaring an emergency.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonmonwealth of Kentucky:

§ 1. That the State Highway Commission of the Commonwealth of Kentucky shall have the power, whenever in its judgment it is necessary for the safety of the traveling public to do so, to order any railroad company, either steam or electric, owning or operating a railroad in this Commonwealth, to eliminate any grade crossing where any of the primary roads of the state cross at a grade the railroad tracks of such railroad company, shall have the power to determine the location of the crossing to be substituted, the grade thereof, and whether it shall pass over or under the railroad track or tracks.

§ 2. Whenever in the judgment of the State Highway Commission it deems it desirable in the interest of safety of the traveling public that any grade crossing on any of the state primary roads should be eliminated, or existing overhead or underpass structures changed, the State Highway Commission shall give at least ten days' notice by registered mail to the railroad company of a hearing to be held at a time and place stated in said notice, at which hearing it shall consider whether or not the proposed grade separation or change is reasonably necessary for the safety of the traveling public and the most advantageous method of effecting said grade separation or change. Thereupon, if the judgment of the State Highway Commission be that the grade separation or change is reasonably necessary for the safety of the traveling public it shall make an order to that effect and furnish a copy thereof by registered mail to the railroad company. Said order shall specify the location of the crossing to be substituted, the grade thereof, whether it shall pass over or under the railroad tracks of the railroad company affected by said order, and also the width of the crossing to be constructed and the angle at which said crossing so constructed shall meet and

converge into the roadbed on either side of the railroad tracks; and may direct said railroad company to prepare plans, specifications and estimates of cost for said grade separation or change in accordange with the general plan thereof prescribed by said order; or said order may, in the discretion of the State Highway Commission, provide that said plans, specifications and estimates of cost shall be prepared by it. When under the provisions of this act or the road laws a primary road is relocated and grade is separated and the new underpass or overhead bridge, as the case may be, is located at some other point than the old grade crossing, and when it is necessary that the original grade crossing on the old road be left in for the accommodation of the local public, or any part thereof, to be used as a thoroughfare, as a county road or private road leading into the state road, the State Highway Commission shall not take any of the responsibility for the closing of said grade crossing, but its status shall be left to the discretion of the county officials and the railroad company.

§ 3. Within ninety days after the entry of an order directing a grade separation, or change in existing overhead or underpass structure, and the preparation of plans, specifications and estimates of cost by the railroad company, said railroad company shall present to the State Highway Commission plans, specifications and estimates of cost for said grade separation or change, including the necessary approaches thereto.

§ 4. After receipt of said plans, specifications and estimates of cost from the railroad company the State Highway Commission shall give at least ten days' notice by registered mail to the railroad company of a time and place for final hearing with respect to said grade separation or change in existing overhead or underpass structure; provided if the State Highway Commission shall have elected to prepare said plans, specifications and estimates of cost it shall furnish copies thereof to the railroad company prior to or at the same time it gives notice of a final hearing as aforesaid. At said

final hearing the State Highway Commission shall approve or modify said plans and specifications and shall consider and determine the method of doing the work, whether by the railroad company or by the State Highway Commission, or partly by one and partly by the other, and whether by contract or by the forces of the State Highway Commission or the railroad company, or both, or by any combination of said methods, and if by contract, the method and manner of advertising for bids, the time and place of opening said bids, the time when work shall be required to be begun and completed, and all similar matters of an administrative nature; and shall embody its conclusions in a final order, copy of which shall be sent by registered mail to the railroad company. Provided, however, that nothing contained in this act shall prevent the State Highway Commisssion and any railroad company from agreeing by contract as to the method and manner of eliminating any grade crossing or making any change in existing overhead or underpass structure. In event of such agreement all notices, hearings and proceedings by this act prescribed shall be deemed to have been waived, and the work of eliminating said grade crossing or making contract, with the same effect as though said work was being performed pursuant to a final order of the State Highway Commission.

§ 5. The State Highway Commission shall have full authority by supplemental orders to reject or order the rejection of all bids submitted for said work, or any part thereof; to require a readvertisement for bids; or to reject all bids and elect to do work itself, or partly by itself and by the railroad company, or by contractors, or by any combination of said methods; provided, that if the State Highway Commission shall elect to do the work itself there shall not be charged to the railroad company any sum in excess of that it would have been required to pay had the contract been let to the lowest bidder. Provided, further, that in all cases where the work is let by the railroad company on contract the work shall be

done under the general supervision of the State Highway Commission or its designated representative.

§ 6. The cost of preparing the plans, specifications and estimates of cost and of advertising for bids shall be paid wholly by the railroad company, but the State Highway Commission shall pay out of the road funds of the state one-half of the cost of all that part of the work lying between the right of way lines of the railroad company, extended across said highway, and the railroad company shall pay the other one-half of the cost of the work lying within said lines. The State Highway Commission shall pay the entire cost of all that part of said work lying beyond said lines. As the work progresses the State Highway Commission shall furnish to the State Highway Commission, a monthly statement showing in detail all amounts, if any, expended in connection with the prosecution of said work, and on or about the 15th day of each month the State Highway Engineer shall prepare a statement showing the total amount expended to the close of the preceding month, the amount paid or expended by each party up to that time, and the amount due from the State Highway Commission to the railroad company or from the railroad company to the State Highway Commission, in accordance with the distribution of cost in this section provided; and promptly upon receipt of said statement each party shall pay to the other the amounts shown to be due thereby. All payments made on such monthly statements shall be considered only payments on account, and upon final completion of the work the State Highway Engineer shall prepare and furnish to the railroad company a statement showing the total cost of the work, the amount paid or expended by the State Highway Commission or the railroad company, and the amount due from one to the other. Each party shall be afforded reasonable opportunities to verify the statements of expenditures by the other, and the balance due as certified by the State Highway engineer in his final settlement shall be paid by one party to the other promptly upon receipt of such final statement.

§ 7. Any railroad company dissatisfied with a final order of the State Highway Commission directing the elimination of any grade crossing or change of existing overhead or underpass structure, or any order modifying or amending and such final order, as herein provided, may, within twenty days after the receipt by said railroad company of a copy of the order directing the elimination of said grade crossing or said change, appeal from the said order by filing a copy of said order, attested by the secretary of the State Highway Commission, in the clerk's office of the Franklin circuit court, together with a statement of the reasons why said order should not be enforced. On the filing of a copy of said order and of said statement, the circuit court clerk shall issue summons thereon in the same manner as summons is issued in equity actions in the circuit court. The trial of all appeals under the provisions of this act shall take precedence of all other civil business in the Franklin circuit court, and the evidence shall be taken by depositions. On the hearing of said appeal the circuit court shall determine whether the elimination of such grade crossing, or the change in existing overhead or underpass structure, is reasonably necessary for the safety of the traveling public using said primary road, and whether the plans and specifications prescribed by the order of the State Highway Commission are reasonably adequate to provide safety of operation for the trains of the railroad company, its employes and the public, and make reasonably adequate provision for the future development of the railroad company's facilities. If the court finds from the evidence that the elimination of such grade crossing or change in existing overhead or underpass structure is not reasonably necessary for the safety of the traveling public using said primary road, it shall, by final judgment, enjoin the State Highway Commission from enforcing its order. If the court finds from the evidence that the elimination of said grade crossing or change in existing overhead or underpass structure is reasonably necessary for the safety of the traveling public

using said primary road, it shall, by final judgment, either order the railroad company to proceed with said work in accordance with the order of the State Highway Commission, or in accordance with other plans and specifications prescribed by the court, in accordance with its findings of fact as to whether or not said plans and specifications are reasonably adequate to provide safety of operation for the trains of the railroad company, its employes and the traveling public, and whether or not said plans and specifications make reasonably adequate provision for the future development of the railroad company's facilities. Either the State Highway Commission or the railroal company affected by said final judgment may appeal therefrom to the Court of Appeals in the same manner as appeals are taken in other civil cases, except that no appeal bond shall be required; but in all such appeals the record must be filed in the office of the clerk of the Court of Appeals not later than sixty days after the entry of the judgment in the Franklin circuit court. All cases appealed under this act to the Court of Appeals shall be immediately docketed, and the appellant shall file its brief within fifteen days after said appeal is docketed, and the appellee shall file its brief within fifteen days thereafter. Thereupon the case shall be advanced and submitted.

§ 8. All contracts let by the railroad company under the provisions of this act shall have the approval of the State Highway Engineer, in writing, endorsed on said contract.

§ 9. This act shall not be construed to apply to any railroad lines or tracks hereafter constructed and passing across any of the primary roads of the state. In all such cases the State Highway Commission shall determine the character of the crossing to be constructed by the railroad company, and the cost of such crossings when so determined shall be paid for by the railroad company.

§ 10. Where a primary road now crosses railroad tracks and the grades are separated either by an underpass or an overhead bridge, and if in the opinion of the State Highway

Commission said underpass or overhead bridge is so located as to be a hazard to the traveling public or is of such construction as to not be adequate for the travel over said highway, then the commission shall have the power to change the underpass or the overhead bridge and construct a new one either at the original location or at some other location and the construction of the new underpass or overhead bridge shall come under the provisions of this act.

§ 11. All that part of the work constructed under this act, lying within the right of way of the railroad company, as defined in section 6 hereof, shall, after the construction of same, be maintained at the expense of the railroad company, except that the railroad company shall not be required to keep up the surface of the roadbed of said highway.

§ 12. In event any railroad company shall fail or refuse to comply with any order of the State Highway Commission issued under authority of this act, the State Highway Commission may cause to be instituted in the Franklin circuit court, in the name of the Commonwealth of Kentucky, an action in equity or by mandamus or other appropriate remedy, against said railroad company so offending, to compel compliance with said order by mandatory process of the court.

§ 13. That chapter 15, Acts of the General Assembly of 1922, approved March 20, 1922, and all other laws in conflict with the provisions of this act are hereby repealed, and this act is enacted in lieu of said chapter 15.

§ 14. Whereas, there is grave necessity because of the growing menace to life and property on account of the many grade crossings on the state primary highways in this commonwealth, that there be the earliest possible elimination and change of the most dangerous of these crossings, therefore, an emergency is hereby declared and this act shall become and be effective from and after its passage and approval.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen
W. B. Ardery
Wm. J. Arvin
W. O. Bach
A. J. Baldridge
J. H. Baughman
W. B. Belknap
Shaler Berry
C. H. Berryman
W. P. Bowman
D. F. Brown
Geo. A. Brown
F. W. Bryant
J. R. Buckman
W. G. Buckner
S. J. Bunger
W. A. Carson
C. B. Carver
Lee Clark
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. S. Cruse
W. J. Curtis
J. L. Cushing
C. L. Daly
Mormon B. Daniel
J. R. Dorman
E. J. Doss
James M. Durham
D. E. Edwards
J. O. Evans
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
J. F. Harrison
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
H. B. Holland
S. K. Holland
Ira L. Horne
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
W. W. Leslie
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
A. M. Mercer
H. H. Miller
J. S. Milliken
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
Clint Raymer
R. R. Rogers
C. W. Ryans
Chas. L. Seale
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent
W. S. Wallen
T. B. Watts

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Mr. Milliken offered the following amendment to the title of said bill, viz.:

Amend title of H. B. 502 by adding at the end of said title the words "This bill to be known as the Dorman Grade Crossing Bill."

Said amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 434. An Act relating to revenue and taxation; imposing an excise or license tax on all distilled spirits known as whiskey, brandy, gin, rum or other species of double stamp spirits sold at retail in this State; requiring every individual, association, partnership, joint stock company and corporation selling such distilled spirits at retail to pay said tax for the privilege of engaging in said business; providing for monthly reports for the purpose of ascertaining the amount of tax due; providing for monthly payments of the amount of license tax due; fixing of penalty for failure to make such monthly report and settlement; providing for the manner of distribution of the tax so collected; repealing all other license and excise taxes on the businesses covered by this act and declaring an emergency to exist.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Every individual, association, partnership, joint stock company or corporation engaged in the business of selling at retail distilled spirits known as whiskey, brandy, gin, rum or other species of double stamp spirits in this state shall pay a license or excise tax to the Commonwealth of Kentucky of fifty cents on each pint so sold, and the said tax so collected shall be used for the general expenses of the state government and shall be credited to the general fund. No other excise or license tax shall be imposed upon the sale at retail of such distilled spirits by any county, city, town or other taxing district.

§ 2. The State Tax Commission is hereby authorized and empowered to prescribe and furnish all blanks, forms, books and reports necessary in carrying out the provisions of this act.

§ 3. Every individual, association, partnership, joint stock company or corporation selling distilled spirits, known as whiskey, brandy, gin, rum or other species of double stamp spirits at retail shall keep and preserve an accurate record of all such sales, and shall on or before the last day of each month transmit to the State Tax Commission a statement, under oath or affirmation, on such forms as the State Tax Commission may prescribe, of the quantity on hand on the first day of the preceding month, the quantity purchased during the preceding month, and the number of pints sold during the preceding calendar month, and shall accompany said report by a certified or cashier's check payable to the State Treasurer of Kentucky for the amount of tax due for such preceding calendar month.

§ 4. If any such individual, association, partnership, joint stock company or corporation, neglects or refuses to make said return or to pay the tax at the time hereinbefore provided, the amount thereof with an addition of ten per cent penalty thereon, with six per cent interest on the amount of tax due for the period of delinquency, shall be collected on an

account settled by the State Tax Commission as other taxes are settled and collected; and if collected by proceedings in any court an additional penalty of twenty per cent shall be collected as authorized to be collected in revenue agent's proceedings under sections 4263-4 of the Kentucky Statutes. The ten per cent penalty and interest shall be paid into the state treasury as part of the tax, and the twenty per cent penalty collected in revenue agent's proceedings shall be distributed as provided in section 4263-4 of the Kentucky Statutes.

§ 5. The State Tax Commission, or any assistant, agent, or representative thereof, is hereby authorized to examine the books, records, papers, files and equipment of any person, association, partnership, joint stock company or corporation pertaining to the business made taxable by this act; and to this end, shall have the power to examine witnesses to verify the accuracy of any return made under the provisions of this act, or to ascertain whether or not any taxes are due by any person, association, partnership, joint stock company or corporation under the provisions of this act, and, in the collection of said tax the State Tax Commission shall have the power to institute legal proceedings for the purpose of ascertaining the amount of tax due and collection thereof with the penalties thereon, and the State Tax Commission shall be vested with all the powers under the law of the state for the collection of taxes. If any witnesses shall fail or refuse to appear at the request of the State Tax Commission or refuse access to any books, records, files, papers or equipment, the State Tax Commission shall certify such fact and the name of the witness, or witnesses, so failing and refusing to appear, or refusing access to any books, records, papers, files or equipment to the circuit court of the county having jurisdiction of the party, and said court shall thereupon issue a summons for the said party to appear before it at a place designated within the jurisdiction of the court on the day fixed, to give such evidence and open for inspection such books, records, files and papers as may be required for the purpose of ascertaining whether or

not any return so made is true and correct or whether or not any person, association, partnership, joint stock company or corporation has failed or refused to make a true and correct return under the provisions of this law; and the circuit court shall have all the power of a court of equity in punishing for contempt in any such proceedings.

§ 6. Any individual, association, partnership, joint stock company, or corporation, or the officers, directors, trustees or members of any association, partnership, joint stock company, or corporation, who shall fail, neglect or refuse to make the returns and to pay the tax herein prescribed, or who shall refuse to permit the State Tax Commission, its assistants, agents or representatives, to examine the books, records, papers, files and equipment, pertaining to the business made taxable by this act, or who does or attempts to do, anything whatsoever to avoid a full disclosure of the amount of business done, or to avoid the payment as a whole or in part of the tax, interest or penalties due, shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than $50.00 nor more than $1,000.00, and in the case of an individual he may be imprisoned in the county jail not exceeding six months, or both so fined and imprisoned. Such penalty shall be in addition to the penalty imposed hereinabove in this act.

§ 7. It shall be the duty of the State Tax Commission to certify each month to the State Auditor the total amount of tax due and collected during the preceding month under the provisions of this act, and accompany said certification by the checks received by it for the payment of said tax.

§ 8. No suit shall be maintained in any court to restrain the collection of the tax herein imposed upon any ground whatever, but the aggrieved taxpayer must pay the tax as and when due, and if paid under protest may at any time within two years from the date of such payment sue the Auditor of Public Accounts in an action at law to recover the tax so paid, with legal interest thereon from the date of its payment. If

it is finally determined that said tax, or any part thereof, was wrongfully collected for any reason, it shall be the duty of the Auditor of Public Accounts, then in office, to issue his warrant on the Treasurer of the Commonwealth of Kentucky for the amount of such tax so adjudged to have been wrongfully collected, together with interest thereon, and the Treasurer shall pay same out of the revenue collected under the provisions of this act. A separate suit need not be filed for each separate payment made by any taxpayer, but a recovery may be had in one suit for as many payments as may have been made, and which are not barred by the limitation of two years herein imposed.

§ 9. Nothing in this act shall be construed to mean that any person, partnership, joint stock company or corporation is authorized to engage in or to sell any distilled spirits known as whiskey, brandy, gin or rum, or other species of double stamp spirits in this state, except those that are now or may hereafter be so authorized under the provisions of laws now existing in this state and the acts of the Federal Congress.

§ 10. The provisions of this act are severable, and if any part, subdivision, section, penalty provided herein, or provision of this act shall be held unconstitutional, such part, subdivision, section, penalty, or provision held to be invalid may be rejected without affecting the remainder of the act, and the decisions of the courts shall not affect or impair the remaining provisions of this act or any of the other penalties anywhere in this act provided. It is hereby declared as a legislative intent that this act would have been adopted had not such unconstitutional parts, subdivisions, sections, penalties, or provisions been included therein.

§ 11. By reason of the enormous sales of such distilled spirits now being made daily in this Commonwealth, and no excise or license tax being required or levied upon such sales, an emergency is hereby declared to exist and this act shall become effective from and after its passage and approval by the Governor.

§ 12. All laws and parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. E. Edwards	Joe Martin
Wm. J. Arvin	J. O. Evans	A. M. Mercer
W. O. Bach	D. W. Fowler	H. H. Miller
A. J. Baldridge	Otto C. Gartin	J. S. Milliken
J. H. Baughman	R. E. Glenn	B. T. Morris
W. B. Belknap	Whitsett Hall	L. P. Murphy
T. H. Benton	Lawrence Harmon	J. L. McDavid
W. P. Bowman	J. F. Harrison	F. T. Nichols
D. F. Brown	C. W. Hawkins	Caleb Page
Geo. A. Brown	Goebel B. Henson	Smith Park
F. W. Bryant	H. M. Holbrook	J. J. Patterson
J. R. Buckman	H. B. Holland	Jas. J. Peters
W. G. Buckner	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	H. A. Pulliam
C. B. Carver	E. M. Johnson	Clint Raymer
Lee Clark	Grover C. Johnson	Chas. L. Seale
Lonnie Cooper	W. W. Johnson	M. G. Slusher
Fred H. Coots	D. C. Jones	E. J. Snyder
J. D. Cox	Mrs. H. G. Jorris	Frank L. Strange
C. L. Daly	W. O. Keller	J. G. Swearengin
Mormon B. Daniel	J. R. Kelly	Mac Swinford
J. R. Dorman	Thos. H. King	J. L. Valandingham
E. J. Doss	Oscar Leibson	Chiles Van Antwerp
James M. Durham	J. L. Manning	C. D. Vincent

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Those who voted in the negative were—

W. B. Ardery	F. A. Gnau	Philip J. Ryan
Shaler Berry	J. M. Hayse	C. W. Ryans
C. H. Berryman	W. W. Leslie	W. S. Wallen
J. S. Cruse	Chas. N. McCarty	T. B. Watts
W. J. Curtis	W. J. McGill	

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Resolved that the title thereof be as aforesaid.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 457. An Act relating to revenue and taxation; providing a licence or excise tax on the business or occupation of manufacturing distilled spirits, known as whiskey or brandy, or other species of such double stamp spirits in this State, and for the business or occupation of warehousemen storing such distilled spirits; providing for the distribution of said fund; providing penalties for the violation of its provisions; repealing chapter 5 of the acts of the General Assembly of 1917, enacting in lieu thereof the following act and declaring an emergency to exist.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That chapter 5 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, be

amended by repealing said chapter 5 of the Acts of the Extraordinary Session of the General Assembly of 1917, and inserting in lieu thereof the following act, so that when said chapter is amended by substituting and re-enacting the following chapter in lieu thereof the same shall read as follows:

§ 1. Every corporaton, association, company, copartnership or individual engaged in the business or occupation of manufacturing distilled spirits, known as whiskey or brandy, or other species of such double stamp spirits in this state, and/or every owner or proprietor of a bonded warehouse in this state in which such spirits are stored shall in addition to the taxes now imposed by law pay to the Commonwealth of Kentucky a license tax of fifty cents on every proof gallon of said distilled spirits which is liable for tax to the federal government as shown by its official records and the amount of tax due the state shall be thereby fixed and measured by the State Tax Commission.

§ 2. Every corporation, association, copartnership or individual engaged in distilling such spirits as are described above and/or every owner or proprietor or possessor of bonded warehouse in which distilled spirits as above described are stored, shall on the first day of January, May and September, each year, make report to the Auditor of Public Accounts, in writing, sworn to by the person making the report, or if the owner or proprietor or possessor be a corporation, such report shall be made and sworn to by its principal officer or the manager in charge. Such report shall show, in proof gallons, the quantity of such spirits on which the government tax has been paid, or has become due, or transferred under bond or removed from the warehouse during the preceding four months, and shall, at the time of making the report, pay to the Treasurer, through the Auditor, the aforesaid tax of fifty cents per proof gallon on such distilled spirits reported on as above directed. All distilled spirits liable to taxation under this act now in bonded warehouses in this state will be subject to this tax the same as such spirits which shall be hereafter

distilled, or stored in such warehouses, and the state shall have a lien for license tax due, which shall follow any change of ownership. The tax when collected shall be paid into and credited to the general expenditure fund of the state.

§ 3. It shall be the duty of each firm, corporation, association, copartnership or individual engaged in the business of manufacturing distilled spirits, or owner or proprietor of a bonded warehouse, in the state, to make a report on the first day of May, one thousand nine hundred and twenty-six, showing the total number of proof gallons of such distilled spirits as above described in each and every bonded warehouse owned or controlled by such person, firm, corporation, association or individual, and at the same time give the capacity of the distillery. This report to be in addition to the report for license tax paying purposes as above provided.

§ 4. On the failure of any person, firm or corporation liable therefor to pay the taxes within fifteen days after the same has become due, he or they shall be deemed delinquent, and a penalty of eight per cent on the amount of the license tax due shall attach, and the Auditor shall at once cause such proceeding to be instituted for the collection of such license, with such interest and penalties as may be provided by law for the collection of other taxes.

Subsection one. A receipt duly signed by the Auditor showing the payment of the license tax herein provided shall have the force and effect of a license certificate.

§ 5. Any corporation, association, copartnership, company or individual who shall violate any provisions of this act shall be guilty of a misdemeanor, and on conviction be fined not less than five hundred dollars nor more than one thousand dollars.

§ 6. No suit shall be maintained in any court to restrain the collection of the tax herein imposed upon any grounds whatever, but the aggrieved taxpayer must pay the tax as and when due, and if paid under protest may at any time within two years from the date of such payment sue the Auditor of

Public Accounts in an action at law to recover the tax so paid with legal interest thereon from the date of its payment. If it is finally determined that said tax, or any part thereof, was wrongfully collected for any reason, it shall be the duty of the Auditor of Public Accounts then in office to issue his warrant on the Treasurer of the Commonwealth of Kentucky for the amount of such tax so adjudged to have been wrongfully collected, together with interest thereon, and the Treasurer shall pay the same out of the revenue collected under the provisions of this act. A separate suit need not be filed for each separate payment made by any taxpayer, but a recovery may be had in one suit for as many payments as may have been made and which are not barred by the limitation of two years herein imposed.

§ 7. The provisions of this act are severable, and if any of its provisions or any penalty provided by this act shall be held unconstitutional, such provision or the particular penalty held to be invalid, may be rejected without affecting the remainder of the act or such part of the penalties as are not held to be invalid, and the decisions of the courts shall not affect or impair the remaining provisions of this act or any of the other penalties anywhere in this act provided. It is hereby declared as a legislative intent that this act would have been adopted had not such unconstitutional provisions or such invalid penalties been included therein.

§ 8. Chapter 5 of the Acts of the General Assembly of 1917 is hereby repealed, and this act is enacted in lieu thereof, and all laws and parts of laws in conflict herewith are hereby repealed.

§ 9. Whereas, the present license tax upon the business or occupation made taxable under this act is not commensurate with the privileges enjoyed, an emergency is declared to exist and this act shall become a law upon its passage and approval by the Governor.

Mr. Lee Clark offered the following amendment to said bill, viz.:

Amend H. B. 437 by striking out of line 7 of section 1 and line 13 of section 2, of the printed bill, the word "fifty" and insert in lieu thereof the word "thirty."

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lonnie Cooper	J. F. Harrison
W. B. Ardery	Fred H. Coots	C. W. Hawkins
Wm. J. Arvin	J. D. Cox	Goebel B. Henson
W. O. Bach	W. J. Curtis	H. M. Holbrook
A. J. Baldridge	J. L. Cushing	H. B. Holland
J. H. Baughman	C. L. Daly	S. K. Holland
W. B. Belknap	Mormon B. Daniel	Ira L. Horne
Shaler Berry	J. R. Dorman	J. C. Hutcherson
W. P. Bowman	E. J. Doss	E. M. Johnson
D. F. Brown	James M. Durham	Grover C. Johnson
Geo. A. Brown	D. E. Edwards	D. C. Jones
F. W. Bryant	J. O. Evans	Mrs. H. G. Jorris
J. R. Buckman	D. W. Fowler	W. O. Keller
W. G. Buckner	Otto C. Gartin	J. R. Kelly
S. J. Bunger	R. E. Glenn	Thos. H. King
W. A. Carson	Whitsett Hall	Oscar Leibson
Lee Clark	Lawrence Harmon	W. W. Leslie

J. L. Manning	F. T. Nichols	R. R. Rogers
Joe Martin	Caleb Page	Chas. L. Seale
A. M. Mercer	Smith Park	E. J. Snyder
H. H. Miller	J. J. Patterson	Frank L. Strange
J. S. Milliken	Jas. J. Peters	J. G. Swearengin
B. T. Morris	Geo. W. Potter	Mac Swinford
L. P. Murphy	W. H. Pryor	J. L. Valandingham
Chas. N. McCarty	H. A. Pulliam	Chiles Van Antwerp
J. L. McDavid	Clint Raymer	C. D. Vincent

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Those who voted in the negative were—

J. S. Cruse	W. J. McGill	C. W. Ryans

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Resolved that the title thereof be as aforesaid.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The hour of twelve o'clock M. having arrived, the House recessed for one hour.

The hour of one o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order.

Mr. Daly of the Committee on Rules, reported a bill of the following title, viz.:

S. B. 298. An Act to authorize the governing authority of any political party to determine the method of nominating its candidates for state, district, and county offices, including members of Congress and United States Senators.

With the expression of opinion that said bill ought to pass.

Said bill was read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 198. An Act to amend Section 2740 of Article 1 of Chapter 89 of Carroll's Kentucky Statutes, 1922 Edition, relating to the classification of cities and towns, by striking out the words "Prestonsburg, Floyd County," which appears in said section immediately after the words "Burnsides, Pulaski County," and inserting the words "Prestonsburg, Floyd County" just after the words "Ft. Thomas, Campbell County."

Mr. Daly moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 210. An Act providing for the appointment and qualifications of official shorthand reporters in circuit courts other than courts of continuous session; defining the duties thereof, and prescribing the fees, the method and manner of collection thereof, and providing a punishment for any reporter for any wilful or corrupt misconduct or negligence in the discharge of any of the duties of official reporter.

With a Committee amendment thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The judge of the circuit court of each judicial district of this Commonwealth, other than courts of continuous session, may, in his discretion, appoint an official shorthand reporter for such court, and if said judicial district embraces more than one county, he may appoint an official shorthand reporter for each county or any counties in his district, who shall be skilled in his profession and who shall hold office for a period of four years, or until his successor is appointed and qualified, unless sooner removed as provided in Section 7 hereof.

§ 2. Said reporter, before entering upon the discharge of his duties, shall take an oath before the judge of the court for which said reporter is appointed to discharge faithfully the duties of such shorthand reporter.

§ 3. Upon any trial or proceeding in any civil, criminal or equity case in said court, if either part to the suit or their attorney shall request the services of said reporter, or if, in the opinion of the presiding judge, the testimony should be preserved, the presiding judge shall direct such reporter to make a full report of the testimony and proceedings heard therein, whereupon it shall be the duty of the reporter to take full shorthand notes of such testimony and proceedings and, upon the motion of either party to the suit or proceedings or their attorney, to cause to be made a full and accurate transcript of the same, together with all depositions read, which shall be filed among the papers to be used in making up the bill of exceptions to the Court of Appeals, and at the same time shall cause a full and accurate carbon copy of the transcript of testimony to be made, which copy shall be filed with the papers and remain in the office of the clerk of the court as a public record. For said carbon copy in all civil, criminal or equity cases, the reporter shall be allowed one-half the amount

he is allowed for the original, to be paid for in the same manner as the original.

§ 4 (a). The fees of said reporters appointed under the provisions of this act, when serving in criminal cases, shall be fifteen dollars ($15.00) per day for taking shorthand notes and twenty (20) cents per hundred words for the original transcript thereof, which fees shall be paid, upon the order of the presiding judge of said court, by the county in which said circuit court is situated if the same is ordered by the court for the use of the Commonwealth's Attorney; if the transcript of the notes of said reporter in any criminal case is ordered by the presiding judge upon the motion of the defendant or his counsel, the defendant shall be required to pay for the same if, in the opinion of the court, he is able to do so. If it shall appear that the defendant is not able to pay for such transcript, the court shall direct the same to be paid by the county, as heretofore provided.

§ 4 (b). The fees of said reporter, when serving in civil cases in said courts, shall be fifteen dollars ($15.00) per day for taking shorthand notes and twenty (20) cents per one hundred words for the transcript thereof, which shall be paid forthwith by the party or parties in whose behalf such report or transcript is ordered and shall be taxed as a part of the costs of the suit or proceeding; provided, however, that said reporter shall not be required to file any of said transcripts without payment therefor by the party or parties in whose behalf the same is ordered.

§ 5. The testimony of any witness or witnesses taken by said reporter in any court as aforesaid shall constitute a part of the record of the case, and may, in the discretion of the presiding judge, be used in any subsequent trial of the same case between the same parties, where the testimony of such witness or witnesses cannot be procured on account of sickness or death, which facts must be made to appear satisfactorily to the court by the affidavit of the party desiring to use the same, or

his attorney: Provided, that in criminal cases such testimony shall be used only upon the consent of the defendant.

§ 6. Any of said transcripts of testimony made by such reporter, as aforesaid, when attested by the judge before whom the trial was had, may be taken, without being copied, to the Court of Appeals, to be used upon an appeal.

§ 7. If said reporter shall prove to be incompetent, or shall fail to perform in whole or in part, faithfully the duties, obligations and labors enjoined upon him in this act, he shall at once be removed by the judge of such court upon the application of any responsible person, showing good cause therefor by competent evidence; and if said reporter shall be guilty of any wilful or corrupt misconduct or neglect in the discharge of any duties, obligations or labors required to be by him performed by any of the provisions of this act, he shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding five hundred dollars ($500.00), or by imprisonement in the county jail not exceeding six (6) months.

§ 8. All laws or parts of laws in conflict herewith are hereby repealed.

Said amendment as offered by the Committee is as follows, viz.:

Amend H. B. 210 by striking out the words and figures "$15.00 per day" wherever same occurs in said bill and inserting in lieu thereof the words and figures "$10.00 per day."

Said amendment was agreed to.

Mr. Daniels offered the following amendments to said bill, viz.:

Amend H. B. 210 in Section 4, lines 3 and 4, by striking out the words "per hundred words" and adding in lieu thereof "per page."

Amend H. B. 210 Section 4, line 3, page 3, by striking out the words "one hundred words" and adding in lieu thereof the following "per page."

Said amendments were disagreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. O. Evans	H. H. Miller
Wm. J. Arvin	D. W. Fowler	J. S. Milliken
W. O. Bach	Otto C. Gartin	B. T. Morris
A. J. Baldridge	R. E. Glenn	L. P. Murphy
Shaler Berry	F. A. Gnau	Chas. N. McCarty
C. H. Berryman	C. W. Hawkins	J. L. McDavid
W. P. Bowman	J. M. Hayse	Smith Park
Geo. A. Brown	H. M. Holbrook	J. J. Patterson
F. W. Bryant	E. M. Johnson	Jas. J. Peters
J. R. Buckman	Grover C. Johnson	Geo. W. Potter
W. G. Buckner	W. W. Johnson	W. H. Pryor
S. J. Bunger	D. C. Jones	C. W. Ryans
C. B. Carver	Mrs. H. G. Jorris	M. G. Slusher
Lonnie Cooper	W. O. Keller	E. J. Snyder
Fred H. Coots	J. R. Kelly	J. G. Swearengin
J. S. Cruse	Oscar Leibson	Mac Swinford
J. L. Cushing	W. W. Leslie	J. L. Valandingham
C. L. Daly	Leon P. Lewis	Chiles Van Antwerp
J. R. Dorman	J. L. Manning	C. D. Vincent
E. J. Doss	Joe Martin	W. S. Wallen
D. E. Edwards	H. J. Meyers	T. B. Watts

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Those who voted in the negative were—

W. A. Carson	Goebel B. Henson	F. T. Nichols
Lee Clark	H. B. Holland	Caleb Page
J. D. Cox	S. K. Holland	H. A. Pulliam
Mormon B. Daniel	Ira L. Horne	Clint Raymer
James M. Durham	J. C. Hutcherson	R. R. Rogers
Whitsett Hall	Thos. H. King	Chas. L. Seale
J. F. Harrison	A. M. Mercer	Frank L. Strange

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Resolved that the title thereof be as aforesaid.

Mr. Daily moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 147. An Act relating to the taxation of domestic life insurance companies, fixing the annual State rate on franchises thereof, prescribing how the franchise value shall be determined, and to whom the taxes shall be paid, and limiting the local rate of taxation thereon for county, city, town and other taxing districts; providing for the taxation of real estate owned by such companies, and for a referendum if desired; repealing and re-enacting Section 4237a-1 and -2 of Kentucky Statutes, Carroll's Edition 1922, and repealing all laws or parts of laws in conflict herewith.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4237a (1) and (2) of the Kentucky Statutes, Carroll's Edition 1922, be and the same is, hereby

repealed, and in lieu thereof that said section be re-enacted so as to read as follows:

(a) For the purposes of taxation the net cash value, or reserve, on all outstanding policies of all life insurance companies chartered by and doing business in the State of Kentucky, shall be deemed to be, and held as, the property of the respective policyholders, and shall not be listed for taxation by such domestic life insurance companies; but domestic life insurance companies shall pay annually for state purposes to the sheriff of the county in which the company is located, a franchise tax at the annual rate of 50c on each one hundred dollars of the fair cash value of said franchise, the value thereof to be fixed and determined in the same manner as the value of shares of stocks of national banks, state banks and trust companies is now fixed for purposes of taxation; and such tax shall be for state purposes only and in lieu of all other taxes by the state or any county, city, town or other taxing district; except that it shall be the duty of such companies to list with the county tax commissioner of each county, and with the assessing officer in each city town and taxing district, its real estate located therein and pay taxes thereon to the sheriff and to the collecting officer of each city, town and taxing district, and such officer shall make out and return the assessment thereof to the proper authorities of the county, city, town or taxing district, at the same times, and in the same manner as prescribed by law for the return on the assessment of other property therein; and except further that the county, city, town and taxing district in which said domestic life insurance companies are located, may iimpose a franchise tax, in lieu of an ad valorem tax, upon said franchise valued as herein provided at the same rate as national banks, state banks, and trust companies are now taxed by virtue of and under Chapter 117, Acts of 1924, approved March 14, 1924.

(b) In the event a referendum is desired on this act, then such referendum shall be conducted in all things and in the

manner provided by Chapter 8 of the Acts of the General Assembly of 1917.

(c) If any provision of this act is held invalid, it shall not affect in any way the other provisions of the act, but shall remain in full force and effect, and all laws or parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. S. Cruse	Thos. H. King
Wm. J. Arvin	J. L. Cushing	Oscar Leibson
W. O. Bach	C. L. Daly	W. W. Leslie
A. J. Baldridge	Mormon B. Daniel	Leon P. Lewis
J. H. Baughman	J. R. Dorman	J. L. Manning
T. H. Benton	E. J. Doss	A. M. Mercer
Shaler Berry	D. E. Edwards	H. J. Meyers
C. H. Berryman	D. W. Fowler	H. H. Miller
W. P. Bowman	R. E. Glenn	J. S. Milliken
D. F. Brown	F. A. Gnau	B. T. Morris
Geo. A. Brown	Whitsett Hall	Chas. N. McCarty
F. W. Bryant	C. W. Hawkins	J. L. McDavid
J. R. Buckman	J. M. Hayse	W. J. McGill
W. G. Buckner	Goebel B. Henson	Smith Park
S. J. Bunger	H. M. Holbrook	Geo. W. Potter
W. A. Carson	Ira L. Horne	W. H. Pryor
C. B. Carver	E. M. Johnson	R. R. Rogers
Lee Clark	Grover C. Johnson	Philip J. Ryan
Lonnie Cooper	W. W. Johnson	C. W. Ryans
Fred H. Coots	D. C. Jones	M. G. Slusher
J. D. Cox	Mrs. H. G. Jorris	E. J. Snyder

Frank L. Strange	J. L. Valandingham	W. S. Wallen
J. G. Swearengin	Chiles Van Antwerp	T. B. Watts
Mac Swinford	C. D. Vincent	

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Those who voted in the negative were—

J. F. Harrison	J. C. Hutcherson	H. A. Pulliam

—3

Resolved that the title thereof be as aforesaid.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 331. An Act relating to State Normal Schools and Teachers' Colleges; providing for the granting of teachers' certificates upon credentials; empowering Boards of Regents of State Normal Schools to confer certificates and degrees; repealing, amending and re-enacting Subsection (g) Chapter 55 and Section 10 of Chapter 60 of the Acts of the General Assembly of 1924.

Mr. Daly moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 479. An Act requiring all public officials of a county, municipalities, or subdivisions less than a county whose duty it is to collect or have the custody of public funds of such county, municipality or political subdivision, to make, publish and file annually an itemized sworn statement of all such funds received and disbursed by him during the fiscal year, except counties having therein a city of the first class; prescribing penalties for a violation thereof.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Every public official of any county, city, town or political subdivision less than a county, whose duty it is, by virtue of his office, to collect, receive or have the custody of public funds of said county, city, town or political subdivision, except in counties containing a city of the first class; shall at the expiration of each fiscal year prepare an itemized, sworn statement of such funds so collected, received and disbursed by him during the fiscal year just closed; which statement shall show the amount of public funds collected and received and from what sources received, the amount disbursed, for what purposes expended and to whom paid; and said official shall procure and include in or attach to said report as a part thereof, a certificate from the cashier, or other proper officer of the bank or banks in which such funds are deposited, showing the balance of such public fund or funds to the credit of the official making such statement; and such officer shall within thirty days after the close of the fiscal year cause such statement to be published in full in a newspaper published in said county which has the largest circulation therein, and said officer shall file a written or printed copy of said statement, subscribed and sworn to, in the office of the clerk of the County Court of the county in which said officer resides, or holds office. Provided, that the publication required in

this act shall be made in the size of type provided by law and at the rate provided by law, to be paid out of the public funds in the hands of the officer making such statement.

§ 2. Any public official who shall refuse or neglect to comply with the provisions of the first section of this act, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined not less than fifty dollars ($50.00) nor more than five hundred dollars ($500.00), at the discretion of the court, which fine shall be paid into the treasury of the county or town in which the officer convicted of said misdemeanor shall hold his office.

Mr. McDavid offered the following amendment to said bill, viz:

Amend Section 1, Para. 1 by striking out the word "or" in line 1 before the word "political" and adding after the word "subdivision" "or Graded School District."

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	W. O. Bach	Shaler Berry
W. B. Ardery	A. J. Baldridge	C. H. Berryman
Wm. J. Arvin	T. H. Benton	W. P. Bowman

D. F. Brown	Whitsett Hall	L. P. Murphy
Geo. A. Brown	J. F. Harrison	Chas. N. McCarty
F. W. Bryant	J. M. Hayse	J. L. McDavid
J. R. Buckman	Goebel B. Henson	F. T. Nichols
W. G. Buckner	H. M. Holbrook	Caleb Page
S. J. Bunger	S. K. Holland	Smith Park
W. A. Carson	Ira L. Horne	J. J. Patterson
C. B. Carver	J. C. Hutcherson	Jas. J. Peters
Lonnie Cooper	E. M. Johnson	Geo. W. Potter
Fred H. Coots	W. W. Johnson	W. H. Pryor
J. D. Cox	D. C. Jones	H. A. Pulliam
J. S. Cruse	Mrs. H. G. Jorris	Clint Raymer
W. J. Curtis	W. O. Keller	R. R. Rogers
J. L. Cushing	J. R. Kelly	Philip J. Ryan
C. L. Daly	Thos. H. King	C. W. Ryans
Mormon B. Daniel	Oscar Leibson	M. G. Slusher
J. R. Dorman	Leon P. Lewis	E. J. Snyder
E. J. Doss	J. L. Manning	Frank L. Strange
D. E. Edwards	Joe Martin	J. G. Swearengin
J. O. Evans	A. M. Mercer	Mac Swinford
D. W. Fowler	H. J. Meyers	J. L. Valandingham
Otto C. Gartin	H. H. Miller	Chiles Van Antwerp
R. E. Glenn	J. S. Milliken	W. S. Wallen
F. A. Gnau	B. T. Morris	T. B. Watts

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There voted in the negative—

H. B. Holland —1

Mr. Wallen offered the following amendment to the title of said bill, viz:

Amend the title by striking out the word "or" before the word "political" and inserting after the word "subdivisions" the words "or Graded School District."

Said amendment was agreed to

Resolved that the title thereof be as amended.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 216. An Act relating to State Normal Schools and Teachers Colleges; providing for the granting of teachers' certificates upon credentials; empowering Boards of Regents of State Normal Schools to confer certificates and degrees; repealing, amending and re-enacting subsection (G), Chapter 55 and Section 10 of Chapter 60 of the Acts of the General Assembly of 1924.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there are hereby recognized as established and maintained four State Normal Schools and Teachers Colleges in this Commonwealth to be designated and known as the Eastern Kentucky State Normal School and Teachers College located at Richmond, Kentucky, the Western Kentucky State Normal School and Teachers College located at Bowling Green, Kentucky, the Murray State Normal School and Teachers College located at Murray, Kentucky, and the Morehead State Normal School and Teachers College located at Morehead, Kentucky.

§ 2. That Sub-section (g) of Section 2 of Chapter 55 and Section 10 of Chapter 60 of the Acts of the General Assembly of 1924, be amended by repealing said sections (g) and 10, and inserting in lieu thereof the following sections so that when said sections are amended by substituting and

re-enacting the following sections in lieu thereof, the said sections shall read as follows and shall embrace all of the law of this Commonwealth authorizing, empowering, and providing for the granting of certificates upon credentials, and conferring of degrees, from and by State Normal Schools.

No. 1. A Provisional Elementary Certificate, valid for two years in any elementary school of the State, shall be issued by the Superintendent of Public Instruction upon certification from a Board of Regents of a State Normal School showing the completion of at least eight units of standard high school work, four of which must be earned in residence in a State Normal School. This certificate shall be reissued or renewed for two years upon the presentation to the Superintendent of Public Instruction evidence of the owner thereof having earned two or more additional units of credit in a State Normal School, and same may be so reissued or renewed from time to time upon presentation of evidence of having earned two or more such additional units of credit.

No. 2. A College Elementary Certificate, valid for two years in any elementary school of the State, shall be issued by the Board of Regents upon completion of at least sixteen semester hours of college work earned in residence in a State Normal School issuing the certificate. This certificate shall be reissued or renewed for two years upon completion of sixteen or more additional semester hours of college work earned in a State Normal School, at least eight of which must be earned in residence in the State Normal School reissuing or renewing same, and same may be so reissued or renewed from time to time upon completion of at least sixteen semester hours of college work, at least eight of which in each instance must be earned in residence.

No. 3. A standard Certificate, valid for three years in any public school of the Commonwealth, shall be issued by a Board of Regents of a State Normal School upon completion of at least sixty-four semester hours of prescribed and elective standard college work, at least thirty-two of which must

be earned in residence in the State Normal School issuing the certificate. This certificate shall be reissued or renewed for life after three years of successful teaching in any elementary or high school of the State; credit for two years of standard senior college work or any part thereof may be accepted in lieu of the same length of time of successful teaching experience. The holder of this certificate may have the same reissued or renewed, after expiration, by a Board of Regents of a State Normal school upon completion of at least sixteen additional semester hours of prescribed and elective college work.

No. 4. A College Certificate, valid for three years in any public school of the Commonwealth, shall be issued by a Board of Regents of a State Normal School upon graduation from that institution. This certificate shall be reissued or renewed for life after three years of successful experience in educational work in public schools; credit for one year's graduate work may be accepted in lieu of one year of successful experience as above provided.

No. 5. Any of the certificates issued under the provisions of this Act shall be revoked by the authority issuing the same for any cause or causes provided by law for the revocation of teachers' certificates.

No. 6. Whenever a course of study covering four years of college work above high school has been prescribed for a State Normal School as provided by law, the Board of Regents of such State Normal School is authorized to confer an appropriate degree upon students completing such course.

No. 7. Before any of the certificates provided for in the preceding provisions of this Act shall be issued the applicant therefor must meet the legal requirements in reference to age, and credentials concerning good moral character, prescribed by law for public school teachers.

No. 8. The term "unit," as used in this Act, shall mean and include the credit given for work in a subject offered in five class periods per week for thirty-six weeks, in courses

below the college level, the average class period being not less than forty minutes. The term "semester hour," as used in this Act, shall mean and include the credit given for work in a subject offered for one class period per week for eighteen weeks in college work, the average class period being not less than fifty minutes.

No. 9. The provisions of this Act are severable, and if any of its provisions shall be held unconstitutional, the decisions of the courts shall not affect or impair any of the remaining provisions of this Act. It is hereby declared as a legislative intent that this Act would have been adopted had such unconstitutional provisions not been included therein.

No. 10. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. R. Buckman	J. L. Cushing
Wm. J. Arvin	W. G. Buckner	C. L. Daly
W. O. Bach	S. J. Bunger	Mormon B. Daniel
A. J. Baldridge	W. A. Carson	E. J. Doss
T. H. Benton	C. B. Carver	James M. Durham
Shaler Berry	Lee Clark	D. E. Edwards
C. H. Berryman	Lonnie Cooper	J. O. Evans
W. P. Bowman	Fred H. Coots	D. W. Fowler
D. F. Brown	J. D. Cox	Otto C. Gartin
Geo. A. Brown	J. S. Cruse	R. E. Glenn
F. W. Bryant	W. J. Curtis	Whitsett Hall

J. F. Harrison	Leon P. Lewis	H. A. Pulliam
C. W. Hawkins	J. L. Manning	Clint Raymer
J. M. Hayse	Joe Martin	R. R. Rogers
Goebel B. Henson	A. M. Mercer	C. W. Ryans
H. M. Holbrook	H. H. Miller	Chas. L. Seale
H. B. Holland	B. T. Morris	M. G. Slusher
Ira L. Horne	L. P. Murphy	E. J. Snyder
E. M. Johnson	Chas. N. McCarty	Frank L. Strange
Grover C. Johnson	J. L. McDavid	J. G. Swearengin
W. W. Johnson	F. T. Nichols	Mac Swinford
D. C. Jones	Caleb Page	J. L. Valandingham
Mrs. H. G. Jorris	Smith Park	Chiles Van Antwerp
W. O. Keller	J. J. Patterson	C. D. Vincent
J. R. Kelly	Jas. J. Peters	W. S. Wallen
Thos. H. King	Geo. W. Potter	T. B. Watts
W. W. Leslie	W. H. Pryor	

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Resolved that the title thereof be as aforesaid.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 431. An Act to repeal and re-enact Sections 4458, 4459, 4460, 4461 and 4462, Kentucky Statutes, Edition 1922, relating to the assessment and collection of taxes by subdivisions for school purposes and providing methods of levying taxes and collecting same.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4458, Kentucky Statutes, Edition 1922, be repealed and re-enacted so that when re-enacted it will read as follows:

Section 4458. Upon the petition of ten legal voters of any school subdistrict, the board of education of any county shall submit to the legal voters of said subdistrict the question whether or not a tax shall be levied upon the taxable property in such subdistricts in any school year or for any number of years not to exceed six for local school purposes; and an advalorem tax may be voted by the legal voters within such subdistrict, not to exceed, however, the sum of 50c on each $100.00 of taxable property and not for a greater number of years than six years. Such election shall be held at any fixed time by the county board of education, but not on a day earlier than fifteen days after notice of such election has been posted as herein provided and at least fifteen days' notice that such question will be voted on at such an election shall be given by written or printed handbills posted up in at least five of the most public places in such district. Said notices shall set forth clearly the amount and object of the tax proposed to be raised and the rate of taxation which shall be imposed and the numberof years that such levy shall continue, as well as the time and place of taking the vote. Said notices must be signed by the county superintendent and the chairman of the county board of education of the county in which said subdistrict is located. Such notices shall be posted by the subdistrict trustee of the subdistrict in which the proposed tax is to be voted on or by any other person or persons that the county board of education may designate. The county board of education shall designate the officers of said proposed election on the day specified in the order calling the election and in the notices, and said officers shall consist of a clerk and two judges. They shall be sworn before entering upon the

discharge of their duties. They shall open the polls on the day of the election at 8:00 o'clock a. m. and shall keep them open until 4:00 o'clock p. m. and between said hours any legal voters residing within said subdistrict may vote on the question sumitted to the voters at said election. Said officers shall be paid $2.00 each for holding said election by the county board of education.

The returns of said election shall be made to the chairman of the county board of education and said board shall meet within seven days after such election and canvass the returns, and if it be ascertained that a majority vote in said district is cast in favor of such tax, said board shall, on its minute book, enter an order levying such tax in such subdistrict and it shall be the duty of the sheriff of the county on his official bond to collect such tax and hold the same subject to the order of the county board of education for the benefit of the subdistrict voting said tax, and such sheriff shall receive the same compensation therefor as for collecting state and county revenue.

When lines dividing school subdistricts pass through the lands of any person, dividing the same, the tax shall be levied and paid to the district where the homestead is situated.

Section 4459. The question of subdistrict taxation may be submitted to the legal voters of the subdistrict every school year; or when the amount, object and length of time are distinctly stated to the voters, the tax may be voted at one election to continue for six successive years or any number of successive years less than six.

The proceeds of such tax shall be expended for any of the following purposes: purchasing lot, building, repairing, or furninshing the school house, supplying same with illustrative apparatus, the extension of the school term, supplementing the salaries of teachers, or other local school purposes. The purpose or purposes for which the tax is to be used, shall be set out with exactness in the notices advertising the election mentioned in the preceding section, and the order calling such

election; it is provided further, that when one of the purposes set out in the notices is the erection of, and furnishing of a school house, or in supplementing the funds appropriated by the county board of education for that purpose, then 2/3 of all the persons voting on the proposition must vote in favor of the tax levied, or it shall not carry; and when the tax for said purposes is so voted, such vote shall uathorize the county board of education in its corporate capacity to borrow a sum of money sufficient to supplement the county funds in erecting and furnishing said school house, or the county board may issue bonds for said purpose, but the sum so borrowed or the amount of bonds so sold, shall not exceed an amount that can be paid in six years at the rate of taxation set forth in the notices advertising the election. If said bonds are issued, they shall not be sold for less than par and the county board of education shall have full authority to make the necessary arrangement of the sale of such bonds.

Section 4460. Said election shall be held at the school house in such subdistrict or at such other convenient place within the district as the county board of education may designate. The election shall be viva voce and the clerk of the election, in the presence of the judges, shall propound to each voter who votes, this question: "Are you in favor of the district school tax?" The vote of each voter shall be recorded for or against said tax as the voter directs. The officers of the election shall return a fair and true record of the votes taken for and against such tax, certified and sworn to by themselves before some officer authorized to administer oaths. It shall be the duty of the county board of education to furnish the sheriff with the boundary of the district.

Section 4461. The assessment of property, collection of taxes and the powers and duties of officers under this act shall be governed by the provisions of Section 4436b, Kentucky Statutes, except that the duties therein imposed on the division board shall be performed by the county board of education.

§ 2. In view of the fact that there are many subdistricts in the state desirous of erecting and equipping buildings before the commencement of the next school term, an emergency is hereby declared to exist and this act shall take effect immediately after its passage and approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. R. Dorman	W. O. Keller
W. O. Bach	E. J. Doss	J. R. Kelly
A. J. Baldridge	James M. Durham	Thos. H. King
T. H. Benton	D. E. Edwards	Oscar Leibson
Shaler Berry	J. O. Evans	Leon P. Lewis
C. H. Berryman	D. W. Fowler	J. L. Manning
W. P. Bowman	Otto C. Gartin	Joe Martin
D. F. Brown	R. E. Glenn	Shelby Martin
F. W. Bryant	F. A. Gnau	A. M. Mercer
J. R. Buckman	Whitsett Hall	H. J. Meyers
W. G. Buckner	J. M. Hayse	H. H. Miller
S. J. Bunger	Goebel B. Henson	J. S. Milliken
W. A. Carson	H. M. Holbrook	B. T. Morris
Lee Clark	H. B. Holland	Chas. N. McCarty
Lonnie Cooper	Ira L. Horne	J. L. McDavid
Fred H. Coots	J. C. Hutcherson	Caleb Page
J. D. Cox	E. M. Johnson	Smith Park
J. S. Cruse	Grover C. Johnson	J. J. Patterson
J. L. Cushing	W. W. Johnson	Geo. W. Potter
C. L. Daly	D. C. Jones	W. H. Pryor
Mormon B. Daniel	Mrs. H. G. Jorris	H. A. Pulliam

Clint Raymer	E. J. Snyder	C. D. Vincent
R. R. Rogers	Frank L. Strange	W. S. Wallen
C. W. Ryans	Mac Swinford	T. B. Watts
Chas. L. Seale	J. L. Valandingham	
M. G. Slusher	Chiles Van Antwerp	

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There voted in the negative—

Jas. J. Peters

Resolved that the title thereof be as aforesaid.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 439. An Act to provide for the renewal of franchises of public utility companies in cities and towns of this Commonwealth other than cities of the first class.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That at least eighteen months before the expiration of any franchise, acquired under, or prior to, the present Constitution, it shall be the duty of the proper legislative body or board of all cities and towns of this Commonwealth, except cities of the first class, to provide for the sale of a similar franchise to the highest and best bidder on terms and conditions which shall be fair and reasonable to the public, to the

corporation, and to the patrons of the corporation, and which shall specify the quality of service to be rendered.

Provided: That if there is no public necessity for the kind of public utility in question and if the municipality shall desire to discontinue entirely the kind of service in question then this section shall not apply.

§ 2. Each person or corporation desiring to bid for such franchise shall first deposit with the proper officer of the municipality, cash or a certified check drawn on a bank of this Commonwealth, or on a national bank, equal to five per cent of the fair estimated cost of the plant required to render the service, which check or cash shall be forfeited to the municipality in case the bid should be accepted and the bidder should fail, for thirty days after the confirmation of the sale, to pay the price bid and to give a good and sufficient bond in a sum equal to one-fourth of the fair estimated cost of the plant to be erected. Said bond shall be so conditioned that it shall be enforceable in case the party giving it should fail, within a reasonable time, to establish a suitable plant for rendering the service and begin rendering the service in the manner set forth in said terms and conditions; but this section shall not apply to a person or corporation already owning in such municipality a plant and equipment sufficient to render the service required under such franchise.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with.

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. O. Evans	L. P. Murphy
Wm. J. Arvin	D. W. Fowler	Chas. N. McCarty
W. O. Bach	Otto C. Gartin	J. L. McDavid
A. J. Baldridge	R. E. Glenn	F. T. Nichols
J. H. Baughman	F. A. Gnau	Caleb Page
Shaler Berry	Whitsett Hall	Smith Park
C. H. Berryman	J. F. Harrison	J. J. Patterson
W. P. Bowman	C. W. Hawkins	Jas. J. Peters
D. F. Brown	J. M. Hayse	Geo. W. Potter
Geo. A. Brown	Goebel B. Henson	W. H. Pryor
F. W. Bryant	H. B. Holland	H. A. Pulliam
J. R. Buckman	Ira L. Horne	Clint Raymer
W. G. Buckner	J. C. Hutcherson	R. R. Rogers
S. J. Bunger	Grover C. Johnson	Philip J. Ryan
W. A. Carson	W. W. Johnson	C. W. Ryans
C. B. Carver	D. C. Jones	Chas. L. Seale
Lonnie Cooper	Mrs. H. G. Jorris	M. G. Slusher
Fred H. Coots	W. O. Keller	E. J. Snyder
J. D. Cox	J. R. Kelly	Frank L. Strange
J. S. Cruse	W. W. Leslie	J. G. Swearengin
J. L. Cushing	Leon P. Lewis	Mac Swinford
C. L. Daly	Joe Martin	J. L. Valandingham
Mormon B. Daniel	A. M. Mercer	Chiles Van Antwerp
E. J. Doss	H. H. Miller	W. S. Wallen
James M. Durham	J. S. Milliken	T. B. Watts
D. E. Edwards	B. T. Morris	

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Resolved that the title thereof be as aforesaid.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 343. An Act pertaining to advertising and erection of bill boards upon and near public highways; the regulation thereof by the State Highways Commission; providing a license thereon and fixing penalties.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The State Highway Commission of Kentucky shall make and may amend or repeal rules and regulations for the proper control and restriction of bill boards, signs and other advertising devices except as provided in this act on public ways or on private property outside the municipalities of the Commonwealth within fifty feet of any highway, park or reservation, which obscures or hampers the view of or diverts the attention of any driver of any vehicle upon such highway to such an extent sa to constitute a hazard to traffic or a menace to safety. Such rules and regulations may require that said bill boards, signs or other devices be licensed in accordance therewith and with this section, and the State Highway Commission may prescribe the methods of issuing said licenses and the form thereof. The license fees for such signs, bill boards or other advertising devices shall be five cents per year per square foot outside measurements for structures not over six feet high from the gronud, seven cents per year per square foot outside measurements for structures over six and less than seven feet high from the ground. Ten cents per year per square foot outside measurements for structures over seven feet and less than eight feet high from the ground. No sign, bill board or other advertising device upon or within 50 feet of any public way, park or reservation shall be more than eight feet high above the ground. The State Highway Commission shall designate a proper office or officers to issue such license for advertising purposes authorizing the use of any space for advertising purposes as

herein described upon the payment of the fees, which license shall state the exact location, size and nature of such bill boards signs or other advertising devices and shall continue in force for one year from the date of its issuance. All money collected from these licenses, after deduction of the cost of issuing same, shall be paid into the State Treasury for use of the State Road Fund.

§ 2. No person, firm, association or corporation shall post, erect, display or maintain on any public way or on private property within fifty feet of any highway, public park or reservation any bill board on other advertising device which advertises or calls attention to any business, article, substance, person or corporation or any other thing, unless such bill board or device conforms to the rules, regulations and ordinances established by the State Highway Commission under authority granted in this act and the payment of the license fees set out herein. Provided that this section shall not apply to signs and other advertisements which indicate either the person doing business or the nature of the business done upon the premises or advertises the property itself or any part thereof for sale or rent and which contains no other advertising matter.

§ 3. Upon complaint made in writing to the State Highway Commission that any sign, bill board, or other advertising device located within the limits prescribed in this act is a hazard or a menace to public safety, the Commission shall set a suitable time and place for hearing such complaint by the Commission or some person duly authorized by it to hold such hearing, and shall give written notice of such hearing by registered mail to any licensee or owner of such advertising device and to the complainant. If, upon hearing, the State Highway Commission shall find such sign, bill board, or other advertising device a hazard or menace to traffic, it shall have the right and is hereby given power to order the removal of such sign, bill board or other advertising device and of the licensee shall fail to remove same within ten days after such

order the State Highway Commission may remove or have same removed with as little damage to the property affected as is reasonable and possible and charge the expense thereof to the owner.

§ 4. Whoever violates any rule, regulation or ordinance established by the State Highway Commission under authority granted in this act or any provision of this act shall be punished by a fine of not more than one hundred ($100.00) dollars and whoever after such conviction of such violation unlawfully maintains such a bill board, sign or other device ten days thereafter, shall be punished by a fine of not more than five hundred ($500.00) dollars and each period thereafter of ten days shall constitute a separate offense and shall be punished by a fine of not more than $500.00 (five hundred dollars).

§ 5. All laws or parts of laws in conflict with the provisions of this act are hereby repealed.

Mr. Berry offered the following amendment to said bill, viz.:

That Section 3 of said House Bill be amended by adding thereto the following words beginning immediately after the word "device" in line 11 of said House Bill:

"If any person, firm, association or corporation shall be dissatisfied with the order of the State Highway Commission holding such sign, bill board or other advertising devise to be hazard or menace to traffic, they may, within ten days after the entry of said order and a service thereof upon the person, firm, association or corporation, appeal from the said order by filing a copy of same attested by the Secretary of the State Highway Commission in the Clerk's Office of the Franklin Circuit Court, together with a statement of the reasons why said order should not be sustained. On the filing of a copy of said order and the statement, the Circuit Court Clerk shall issue summons thereon in the same manner as summons are

issued in ordinary actions in the Circuit Court. The trial of all appeals taken under the provisions of this act shall take precedence of all other civil business in the Franklin Circuit Court and the witnesses may be heard orally in Court and if so heard the testimony shall be taken down by the Court's official stenographer. On the hearing of said appeal the Circuit Court shall determine whether or not said sign, bill board or other advertising device is a hazard or menace to traffic and public safety, and shall enter an order according to the finding made. Either the State Highway Commission or the owner of any sign, bill board or other advertising device may appeal from the finding of the Franklin Circuit Court in the same manner as appeals are taken in other civil cases except that no appeal bond shall be required; but in all such appeals the record must be filed in the office of the Clerk of the Court of Appeals not later than thirty days after the entry of the judgment in the Franklin Circuit Court. All cases appealed under this provision to the Court of Appeals shall be immediately docketed and the appellant shall file its brief within fifteen days after said appeal is docketed, and the appellee shall file its brief within fifteen days thereafter. Thereupon the case shall be advanced and submitted. If the owner of any sign, bill board or other advertising device shall fail to obey the final judgment of the Court or the order of the Commission, unless an appeal is taken therefrom in the time herein provided for appeals, the said Commission may remove or have removed with as little damage to the property affected as is reasonable and possible, such sign, bill board or other advertising device and charge the expense thereof to the owner."

Said amendment was agreed to.

Mr. Berry offered the following amendments to said bill, viz.:

Amend H. B. 343 by omitting Section 4 and inserting in lieu thereof the following: "Whoever violates any of the provisions of this act or erects a bill board or other advertising device in violation hereof shall be punished by a fine of not more than One Hundred Dollars for each offense, and each day such unlawful sign, bill board or other advertising device is maintained after conviction shall constitute a separate offense."

Amend H. B. 343 by adding thereto the following language immediately before section 5 of said bill.

"If any section, paragraph, clause or separable provision of this act shall be adjudged to be unconstitutional, said provision shall not affect or render unconstitutional any section, paragraph, clause or separable provision of the act, it being the intention of the General Assembly in enacting this act, to enact each section, paragraph, clause and provision separately."

Said amendments were each agreed to.

Mr. Pulliam offered the following amendment to said bill, viz.:

Amend H. B. 343 by inserting the following between lines 18 and 19 of section 1 after the word "ground": "Provided that the license fees specified in this act shall not be effective during the years 1926 and 1927; and furthermore that during the year 1928 said license fees shall be one-fourth the amounts hereinbefore specfiied, and during the year 1929 said license fees shall be one-half the amounts hereinbefore specified, and during the year 1930 said license fees shall be three-fourths of said amounts, and thereafter the full fees shall prevail."

Said amendment was agreed to.

Mr. Henson moved that said bill lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 412. An Act providing for the retirement of certain school teachers of this Commonwealth; prescribing the manner in which the application for retirement must be made and the qualifications that the applicant must possess; providing by whom the application shall be granted or refused; providing the amount of the allowance and by whom and from what funds to be paid and duration of payment; providing for the cessation of payments of allowance payments under certain conditions and repealing all laws and parts of laws in conflict herewith.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Whenever a bona fide resident of this State shall have completed 20 years teaching in the tax supported schools of this Commonwealth, such person shall be entitled to make application before the County Board of Education of the county in which such person has a bona fide residence for retirement from such service as a teacher at a monthly allowance of $30.00.

§ 2. Said County Board of Education shall grant said application if it appears to said Board by the affidavits of the applicant and two other adult bona fide residents of the county in which such application is made that (1) the applicant is an actual and bona fide resident of this Commonwealth and of

the county in which such application is made, and (2) that the applicant has taught in the tax supported schools of this Commonwealth for a period of 20 years or more and (3) that the applicant has not any income from any source in excess of $300.00 per year, and (4) that such applicant is incapacitated and unable to support himself or herself, and (5) that such applicant is not being supported by any other person or society and has no means of support whatever. Unless the applicant possesses the foregoing qualifications, the said County Board of Education shall reject said applicant's application.

§ 3. Whenever any County Board of Education shall grant any such application, said Board shall in writing signed by the Chairman thereof notify said applicant that his or her application has been sustained and shall at the same time in writing signed by the Chairman thereof direct the Treasurer of the County School Fund to pay direct to said applicant on the first of each month after the receipt of such notice the sum of $30.00. Whenever any such application shall be rejected by the said Board, the said Board shall in writing signed by the Chairman thereof notify the applicant that his or her application has been refused. The County Board of Education shall keep a permanent record of all applications granted and refused and of all notices and correspondence relative to each and every application.

§ 4. Whenever it shall appear to said County Board of Education from any source that any recipient under this Act shall have died or have removed from and been absent from this Commonwealth for a period of 12 months or shall have other means of support and manitenance, the said Board in writing signed by the Chairman thereof shall notify said County School Fund Treasurer to stop payment of said allowance to said recipient and said Board shall, if said recipient is living, mail to him or her at his or her last address, a copy of said order.

§ 5. Any money authorized and directed to be paid under the provisions of this Act shall be paid by the Treasurer of

the County School Funds from the money not otherwise appropriated that was obtained by the county from the tax levied for school purposes on property within the county.

§ 6. The respective County Boards of Education and the respective Treasurers of the County School Fund are directed to comply with the provisions of this Act insofar at is related to it or him.

§ 7. If any clause, sentence or paragraph of this Act shall be held invalid or unconstitutional, such holding shall not affect any other clause, sentence or paragraph of this Act and all Acts and parts of Acts in conflict herewith are hereby expressly repealed.

Mr. Swinford offered the following amendment to said bill, viz.:

Amend H. B. 412 on page 2, section 4, by striking out line 3 and part of line 4 beginning with the word "have" and ending with the word "or" in line 4.

Said amendment was agreed to.

Mr. Van Antwerp offered the following amendment to said bill, viz.:

Amend H. B. 412 by striking out lines 6 and 7, page 2, and inserting in lieu thereof section 2 the following:

"that the applicant has taught in the tax supported schools of the county of which he is a bona fide resident at time of applying for pension for a period of twenty years or more."

Mr. Snyder offered the following amendment to said bill, viz.:

Amend H. B. 412 by striking out the words and figures "$30" on page 1, line 6, and insert in lieu thereof the words and figures "$20.00."

Said amendment was disagreed to.

Mr. Potter offered the following amendment to said bill by way of substitute therefor, viz.:

AN ACT to pension rural teachers who have served the Commonwealth in this capacity for twenty consecutive years.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That any teacher of the common schools of this Commonwealth who has served the State in such capacity for twenty-five consecutive years shall be granted a pension of twenty-five dollars ($25.00) per month to be paid monthly as other teachers are now paid under the laws of this Commonwealth, for each school month during the school term of each school year, and any teacher who is serving in such capacity or retired from same shall be entitled to this compensation.

Be it further enacted:

That before any teacher shall be entitled to this compensation or pension, such person shall produce sufficient evidence or testimony to the county board of education to warrant said teacher to this compensation and such person shall possess a good moral character.

All laws or parts of laws in conflict with this act are hereby repealed.

Said substitute was disagreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	D. W. Fowler	L. P. Murphy
Wm. J. Arvin	Otto C. Gartin	Chas. N. McCarty
W. O. Bach	R. E. Glenn	J. L. McDavid
T. H. Benton	F. A. Gnau	F. T. Nichols
Shaler Berry	J. F. Harrison	Jas. J. Peters
C. H. Berryman	C. W. Hawkins	Geo. W. Potter
W. P. Bowman	H. M. Holbrook	W. H. Pryor
D. F. Brown	E. M. Johnson	H. A. Pulliam
Geo. A. Brown	Grover C. Johnson	Clint Raymer
F. W. Bryant	W. W. Johnson	R. R. Rogers
W. G. Buckner	D. C. Jones	M. G. Slusher
W. A. Carson	Mrs. H. G. Jorris	E. J. Snyder
C. B. Carver	W. O. Keller	J. G. Swearengin
Fred H. Coots	Thos. H. King	Mac Swinford
J. S. Cruse	W. W. Leslie	J. L. Valandingham
W. J. Curtis	Leon P. Lewis	Chiles Van Antwerp
J. L. Cushing	J. L. Manning	C. D. Vincent
C. L. Daly	H. J. Meyers	W. S. Wallen
E. J. Doss	J. S. Milliken	

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Those who voted in the negative were—

Lewis Allen	J. O. Evans	B. T. Morris
J. H. Baughman	Whitsett Hall	W. J. McGill
J. R. Buckman	Goebel B. Henson	Caleb Page
S. J. Bunger	H. B. Holland	Smith Park
Lee Clark	Ira L. Horne	J. J. Patterson
Lonnie Cooper	J. C. Hutcherson	Philip J. Ryan
J. D. Cox	J. R. Kelly	Chas. L. Seale
Mormon B. Daniel	Joe Martin	Frank L. Strange
James M. Durham	A. M. Mercer	
D. E. Edwards	H. H. Miller	

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Resolved that the title thereof be as aforesaid.

Mr. Daly moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed a bill which originated in that body of the following title, viz.:

S. B. 263. An Act directing the submission of an amendment to Section 246 of the Constitution of Kentucky, relating to the compensation of public officers.

Ordered that said bill be printed and referred to Committee on Rules.

Mr. Daly moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, MARCH 4, 1926.

The House was opened with prayer by the Reverend Mr. Horne, Representative from the County of Allen.

The roll was called and the following members answered to their names, viz.:

Lewis Allen	A. J. Baldridge	C. H. Berryman
W. B. Ardery	J. H. Baughman	W. P. Bowman
Wm. J. Arvin	T. H. Benton	D. F. Brown
W. O. Bach	Shaler Berry	Geo. A. Brown

F. W. Bryant
J. R. Buckman
W. G. Buckner
S. J. Bunger
W. A. Carson
C. B. Carver
Lee Clark
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. S. Cruse
W. J. Curtis
J. L. Cushing
C. L. Daly
Mormon B. Daniel
J. R. Dorman
E. J. Doss
James M. Durham
D. E. Edwards
J. O. Evans
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
J. F. Harrison
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
H. B. Holland
S. K. Holland
Ira L. Horne
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
W. W. Leslie
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
A. M. Mercer
H. J. Meyers
H. H. Miller
J. S. Milliken
T. R. Moore
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Caleb Page
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
Clint Raymer
R. R. Rogers
Philip J. Ryan
C. W. Ryans
Chas. L. Seale
M. G. Slusher
W. R. Smith
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent
W. S. Wallen
T. B. Watts

The reading of the Journal of yesterday's procedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 322. An Act to amend Section 5, Chapter 17 of the Acts of the General Assembly of 1920, which is Section 4356t-5 of Carroll's Kentucky Statutes, relating to roads and high-

ways and establishing and creating Project 10D known as the Fort Donaldson Trail.

S. B. 61. An Act for the protection and conservation of game, fish and fur-bearing animals.

S. B. 296. An Act to provide for the designation of special judges to preside over the circuit courts of this Commonwealth, by the Chief Justice upon a commission to be issued by the Governor, fixing their compensation and expenses, defining the conditions under which they may be appointed and the jurisdiction which they may exercise, and providing for the designation of special judges by agreement and fixing their compensation.

S. B. 297. An Act providing for the working of prisoners confined in the prisons of the State on state highways and bridges, constructed or maintained by the State Highway Commission; providing for the care, supervision, guarding, maintenance, transportation and housing of such prisoners while so engaged and for the cost and expense thereof; providing for compensation to such prisoners and their dependent families; and authorizing the State Board of Charities and Corrections to lease or purchase farm lands for the working of convicts or inmates thereon, when funds are available and have been appropriated by the Legislature therefor; and repealing Chapter 34 of the Acts of the General Assembly of 1922.

S. B. 390. An Act relating to the exemption of property from taxation; providing for the repeal, amending and reenactment of Section 4026 Kentucky Statutes, Carroll's 1915 Edition, and repealing all laws in conflict therewith.

S. B. 167. An Act regulating the depositing of funds of the Commonwealth of Kentucky collected by county and dis-

trict officials and trustees of the jury fund and providing a manner of keeping a daily record thereof and fixing penalties for failure to keep such record or to make such deposit and for converting such funds to such officers' individual use.

Ordered that said bills be printed and referred to Committee on Rules.

And that they had also passed a bill which originated in this House of the following title, viz.:

H. B. 190. An Act to repeal, amend and re-enact Chapter 81 of the Acts of the General Assembly of 1924, entitled "An Act providing for additional supervision and regulation of the transportation of persons for compensation over public highways by motor propelled vehicles; defining automobile transportation companies, providing for additional supervision and regulation thereof by the State Highway Commission or its successors, providing for the assessment and collection of fees and taxes thereon and providing for the enforcement of the provisions of this act and pnishment for violations thereof." Providing for the appointment, qualification, term of office and compensation of a Commissioner of Motor Transportation and his assistants; providing for the supervision, control and regulation of motor transportation of person for hire over the public highways of Kentucky; providing for the assessment and collection of fees and taxes for revenue for the State road fund and for the enforcement of the provisions of this act; providing for the examination and qualification of drivers of such motor vehicles and fixing a fee therefor; providing for the supervision and regulation of fares, schedules and routes of such motor vehicles; providing the legal procedure for complying with and enforcing the provsions of this act; providing for a method of appeal; and providing for punishment and penalties for any violation of the provisions of this act.

With the following amendments thereto as offered by the Senate, viz.:

Amend H. B. 190 by striking out of line 7 on page 12 of the printed bill the figures "$2.50" and inserting in lieu thereof the figures "$1.50."

Amend H. B. 190, Section 27-a, page 13 in line 4 after the words "federal Government" by adding the following words "U-drive-its, jitneys, taxicabs and busses, operating on casual trips."

Amend H. B. 190 on page 17, line 17, by striking out the word "company" and inserting in lieu thereof the word "carrier."

Amend H. B. 190 by striking out in Section 39, line 6 and 7, page 17, of the printed bill the words and figutres as follows·

In line 6, "One Hundred Dollars ($100.00)" and inserting in lieu thereof "Ten Dollars ($10.00)" and in line 6 and 7 by striking out "One Thousand Dollars ($1,000.00)" and inserting in lieu thereof "One Hundred Dollars ($100.00)."

Said amendments were concurred in.

Said bill as amended was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. P. Bowman	W. A. Carson
Wm. J. Arvin	D. F. Brown	C. B. Carver
W. O. Bach	Geo. A. Brown	Lee Clark
A. J. Baldridge	F. W. Bryant	Lonnie Cooper
W. B. Belknap	J. R. Buckman	Fred H. Coots
Shaler Berry	W. G. Buckner	J. D. Cox
C. H. Berryman	S. J. Bunger	W. J. Curtis

J. L. Cushing	J. C. Hutcherson	Chas. N. McCarty
C. L. Daly	E. M. Johnson	J. L. McDavid
J. R. Dorman	Grover C. Johnson	W. J. McGill
E. J. Doss	W. W. Johnson	F. T. Nichols
James M. Durham	D. C. Jones	Caleb Page
D. E. Edwards	Mrs. H. G. Jorris	Smith Park
J. O. Evans	W. O. Keller	Jas. J. Peters
D. W. Fowler	Thos. H. King	Geo. W. Potter
Otto C. Gartin	Oscar Leibson	W. H. Pryor
R. E. Glenn	W. W. Leslie	Clint Raymer
F. A. Gnau	Leon P. Lewis	R. R. Rogers
Whitsett Hall	J. L. Manning	C. W. Ryans
Lawrence Harmon	Joe Martin	Chas. L. Seale
C. W. Hawkins	Shelby Martin	M. G. Slusher
J. M. Hayse	A. M. Mercer	E. J. Snyder
Goebel B. Henson	H. H. Miller	Frank L. Strange
H. M. Holbrook	J. S. Milliken	J. G. Swearengin
H. B. Holland	T. R. Moore	J. L. Valandingham
S. K. Holland	B. T. Morris	W. S. Wallen
Ira L. Horne	L. P. Murphy	T. B. Watts

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Those who voted in the negative were—

J. H. Baughman	J. F. Harrison	Chiles Van Antwerp
Mormon B. Daniel	Mac Swinford	

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Mr. Dorman moved that the vote by which said bill was passed, as amended, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered that said last named bill be delivered to the Enrolling Clerk of this House.

Mr. H. B. Holland of the Committee on Enrollment, reported that they had examined and found to be correctly en-

rolled, a resolution which originated in the Senate, of the following title, viz.:

S. Res. 24. Joint Resolution acclaiming Mary Towles Sasseen as originator of the idea of the celebration of Mother's Day.

Thereupon all other business was suspended, said resolution was read at length and compared in open session and found to be correctly enrolled

Thereupon the Speaker in open session and in the presence of the House, affixed his signature thereto.

Ordered that said resolution be delivered to the Enrolling Clerk of the Senate.

At the instance of the Committeee on Rules, the following bills were introduced, ordered printed, and referred as follows, viz.:

By Mr. Snyder:

H. B. 609. An Act relating to roads and highways.

By Mr. Harrison:

H. B. 610. An Act prohibiting the issuance of free passes by any racing association under license from the State Racing Commission to public officials and employees, and prohibiting the acceptance of such free passes.

By Mrs. Jorris:

B. B. 611. An Act to facilitate the detection and prevention of any political contribution or bribes made directly or indirectly by the Jockey Clubs or other operators of race

track gambling machines, pari-mutuels or pools, for profit, by providing for a continuous audit of racing courses.

By Mr. Gnau:

H. B. 612. An Act to repeal Chapter 33 of the Acts of the General Assembly of 1916, as amended by Chapter 176 of the Acts of the General Assembly of 1918, Chapter 37 of the Acts of the General Assembly of 1920, Chapter 50 of the Acts of the General Assembly of 1922, and Chapter 70, of the Acts of 1924, being an Act providing for an elective system of workmen's compensation for industrial accidents.

By Same:

H. B. 613. An Act in relation to the appointment of health officers in cities of the second class.

By Mr. Meyers:

H. B. 614. An Act relating to granting of Corporate Franchise.

By Mr. Ryan:

H. B. 615. An Act to regulate the practice of medicine.

To Committee on Rules.

Mr. Dorman of the Committee on Rules, to which the same had been referred, reported bills of the following titles, viz.:

H. B. 463. An Act empowering any corporation, authorized by law to build, construct or maintain toll bridges, to acquire land and other property or material by contract, purchase, by condemnation proceedings or otherwise.

H. B. 589. An Act to amend and re-enact Section 743a-9 of Kentucky Statutes, Carroll's 1918 Edition, relating to the conditions to be complied with by mutual insurance companies before being licensed to transact business.

S. B. 309. An Act establishing a primary road system project to be known and designated as the "War Veterans Memorial Project."

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

Mr. Dorman moved that the session of today be extended indefinitely.

Said bill was agreed to.

Mr. Dorman moved that when the hour of twelve o'clock Meridian, arrives today, that the House do then recess for one hour.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles, viz.:

H. B. 111. An Act relating to compulsory education in the common school of this Commonwealth, and fixing penalties for its violation, and amending Section 4526c-4, Article 16, Chapter 13, Kentucky Statutes, Carroll's Edition 1922.

H. B. 595. An Act to amend Chapter 260 of Acts of the General Assembly of the Commonwealth of Kentucky of the 1924 session, which Act relates to roads and highways.

H. B. 596. An Act of establishing a road from Paducah, Kentucky, at the Northern end of Eighth Street in said city and at the city limits to the ferry landing opposite Brookport, Illinois, and being a part of the highway between Paducah, Kentucky and Golconda, Illinois, as part of the primary system of State highways, and designating said project as Project 9A.

H. B. 597. An Act to establish a new road project.

S. B. 298. An Act to authorize the governing authority of any political party to determine the method of nominating its candidates for state, district, and county officer, including members of Congress and United States Senators.

H. B. 599. An Act to amend an Act entitled; "An Act relating to the employees of the General Assembly, approved July 11, 1893, same being Section 1991 of Carroll's Kentucky Statutes, Edition of 1915.

Ordered that said bills be read the second time.

Constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles, only.

Ordered that said bills be placed in the Orders of the Day.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 586. An Act appropriating money for the operation and maintenance of the various Departments, Boards, Commissions, Institutions and Agencies of the State Government, except for the Legislative and Judicial Departments, and except for the common schools, for the fiscal year ending

June 30, 1927; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Executive Department. There are hereby appropriated out of the general expenditure fund for the Executive Department of the state government, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For salary of the Governor, private secretary and stenographic help and other employees, $15,470.00.

(b) For contingent and maintenance fund, $6,000.00.

(c) For printing, stamps, office supplies and operation of the department, $1,900.00.

§ 2. Lieutenant Governor. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Lieutenant Governor, for the fiscal year ending June 30, 1927, for the purpose of paying clerical hire and other expenses, the sum of $2,500.00.

§ 3. Secretary of State. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Department of Secretary of State, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, clerical help, porter, printing, stamps, office supplies, and all other expenses incident to the operation of said department the sum of $20,300.00.

§ 4. Attorney General. There are hereby appropriated out of the general expenditure fund for the use of the Attorney General's Department of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For salaries of the Attorney General, Assistant Attorneys General and law clerks, $15,800.00.

(b) For stenographic help, the salaries to be determined by the Attorney General, $8,400.00.

(c) For necessary traveling expenses of the department when engaged in the state's business, printing, stamps and office supplies, $2,500.00.

§ 5. Auditor of Public Accounts. There are hereby appropriated out of the general expenditure fund for the use of the Department of the Auditor of Public Accounts of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1927, as hereinafter set out, the following sums for the following purposes:

(a) For salaries and clerical hire, $35,000.00.

(b) For printing, stamps, office supplies and necessary traveling expenses, $4,000.00.

§ 6. State Tresaurer. There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Treasurer's Department, for the fiscal year ending June 30, 1927, for the purpose of paying salaries, clerical help, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, the sum of $15,000.00.

§ 7. Superintendent of Public Instruction. There is hereby appropriated out of the public school fund of the state for the use and benefit of the Department of the Superintendent of Public Instruction, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, as now fixed by law, or may hereafter be fixed by law, for all necessary clerical, stenographic, traveling and other expenses, and professional assistance in said department, the sum of $55,000.00.

§ 8. Department of Agriculture, Labor and Statistics. There are hereby appropriated out of the general expenditure fund for the use of the Department of Agriculture, Labor and Statistics, for the fiscal year ending June 30, 1927, the following amounts for the following purposes:

(a) For the purpose of paying all the salaries and clerical hire for said department, $12,500.00.

(b) For the purpose of paying per diem, traveling expenses and other expenses now allowed by law to the State Board of Agriculture, $4,500.00.

(c) For the purpose of paying all the expenses of the immigration branch (free employment) of said department as now allowed by law, or as may hereafter be allowed by law, $2,000.00.

(d) For the purpose of paying for stationery, printing, office supplies, equipment, telephone and telegraph bills, express, freight and hauling charges and postage of said department, and traveling expenses of the commissioner, $6,300.00.

(e) For the purpose of paying all the expenses included in the field work of said department now permitted and allowed by law, or as may hereafter be authorized by law; for defraying the expenses of said department and collecting statistics, as is now, or may hereafter be, allowed by law; for paying special premiums which said department is now or may hereafter be authorized by law to pay; and for creating an emergency and cooperative fund for the use of said department, as now or may hereafter be authorized by law $15,700.00.

(f) For the purpose of paying the salaries, printing, postage and general expenses connected with the Department of Forestry, and for cooperation with the federal forestry laws, $15,000.00.

§ 9. Clerk Court of Appeals. There is hereby appropriated out of the general expenditure fund for the benefit of the office of the Clerk of the Court of Appeals, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, printing, office supplies, janitor service and other expenses incident to the operation of said office, the sum of $20,000.00.

§ 10. Railroad Commission. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Railroad Commission, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses

incident to the operation and maintenance of said department, the sum of $18,000.00.

§ 11. State Librarian. There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Librarian, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, printing, books, stamps, office supplies and other costs incident to the operation and maintenance of said department as now provided by law, or as may hereafter be provided by law, the sum of $8,300.00.

§ 12. Department of Banking. (a) There is hereby set aside and appropriated for the use and benefit of the Department of Banking, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, printing, stamps, supplies and other expenses of the operation and maintenance of said department, all of the fees realized from examinations of sundry banks and building and loan associations as now provided by law, or as may hereafter be provided by law.

(b) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies in the operation of the Blue Sky Department, there is hereby appropriated and ordered to be paid out of the fes collected under the provisions of the Blue Sky Department Law, for the fiscal year ending June 30, 1927, the sum of $10,000.00.

§ 13. State Board of Election Commissioners. There is hereby appropriated out of the general expenditure fund for the benefit of the State Board of Election Commissioners, for the fiscal year ending June 30, 1927, for the purpose of paying salaries or clerical hire, printing, stamps and all necessary expenses and supplies, the sum of $610.00.

§ 14. Confederate Pension Department. There are hereby appropriated out of the general expenditure fund for the benefit of the Confederate Pension Department, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For salaries and clerical hire, $4,600.00.

(b) For the payment of pensions heretofore allowed, or that may hereafter be allowed, $315,000.00.

(c) For printing, stamps, office supplies and other expenses of operations, $1,900.00.

§ 15. Kentucky Cenfederate Home. There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky Confederate Home, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For the salaries of officers and employees, $14,500.00.

(b) For all expenses of operation and maintenance, and marking graves on home grounds, $35,450.00.

§ 16. Fire Prevention and Rating Department. For the purpose of administering the Fire Prevention and Rating Department, as now provided by law, and for the purpose of paying the salaries, including clerical help, and all other expenses incidental to the maintenance and operation of said department now allowed by law, or as may be hereafter allowed by law, for the fiscal year ending June 30, 1927, there is herebw set aside and appropriated to the use of said department the amount allowed for the purpose by section 4 of chapter 16 of the Acts of 1920, same to be paid from the sources therein designated.

§ 17. Game and Fish Commission. For the fiscal year ending June 30, 1927, there is hereby set aside and appropriated for the benefit of the Game and Fish Commission, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, all the fees and collections of all kinds and character now collected by law, or that may hereafter be imposed by law, for the benefit of said department.

§ 18. State Tax Commission. For the use and benefit of the State Tax Commission, for the fiscal year ending June 30, 1927, for the payment of all salaries, including clerical help, traveling expenses, printing, stamps, office supplies and all other expenses incident to the administration of the laws re-

lating to revenue and taxation and licensing of motor vehicles, dealers and chauffeurs, there is hereby appropriated out of the state revenues the funds now, or that may hereafter be authorized by law, and not exceeding fifty (50) cents for each motor vehicle registered out of the amount realized from licenses on motor vehicles, and out of the general expenditure fund the sum of $80,000.00.

§19. Superintendent of Public Printing. There is hereby appropriated out of the general fund, for the use and benefit of the Superintendent of Public Printing, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, clerical help, traveling expenses, printing, stamps and office supplies, $2,000.00.

§ 20. State Inspector and Examiner. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Department of the State Inspector and Examiner, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the maintenance and operation of said department, the sum of $30,000.00.

§ 21. Custodian of Public Buildings. There are hereby appropriated out of the general expenditure fund for the benefit of the Custodian of Public Buildings, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For all salaries of custodian and other employees, $35,000.00.

(b) For repairs, supplies, permanent improvements of public buildings, and all other maintenance and operating expenses, including printing, stamps and office supplies, $47,000.

§ 22. Kentucky Historical Society. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Historical Society, for the fiscal year ending June 30, 1927, for the purpose of paying salaries of all officers and other employees, including janitor, and all

other expenses incident to the maintenance, operation and conduct of said department, the sum of $6,720.00.

§ 23. Insurance Department. There is hereby set aside and appropriated to the use of the Insurance Department, for the fiscal year ending June 30, 1927, for the payment of salaries and all other expenses of manitenance and operation of said department, as now provided by law, or as may hereafter be provided by law, all the fees and collections to which said department is now entitled by law, or may hereafter be entitled by law.

§ 24. Kentucky Library Commission. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Library Commission, for the fiscal year ending June 30, 1927, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, the sum of $9,000.00.

§ 25. State Board of Examiners of Trained Nurses. For the use and benefit of the State Board of Examiners of Trained Nurses, for the fiscal year ending June 30, 1927, there is hereby set aside and appropriated for the purpose of paying all cost of maintenance and operation of said board, all the fees and other collections collected for the use and benefit of said board, as now provided by law, or as may hereafter be provided by law.

§ 26. State Live Stock Sanitary Board. There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Live Stock Sanitary Board, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, the sum of $35,000.00.

§ 27. Workmen's Compensation Board. For the use and benefit of the Workmen's Compensation Board, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies, and

other expenses of the operation and maintenance of said board, as now provided by law, or as may hereafter be provided by law, there is hereby set aside and appropriated all the funds now collected by law, or that may hereafter be collected by law, for the benefit of said Workmen's Compensation Board.

§ 28. Commissioners of the Sinking Fund. There is hereby appropriated and set aside to the use of the Sinking Fund Commissioners, for the fiscal year ending June 30, 1927, the ad valorem taxes and other revenues as now, or may hereafter be, provided by law, to be used by said commissioners for the purposes now authorized by law, or that may hereafter be authorized by law.

§ 29. Adjutant General. Out of the general expenditure fund, as now provided by law, there are hereby appropriated for the benefit of the Adjutant General of the State, for use for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For the payment of salaries and clerical hire, $15,586.00.

(b) For the payment of traveling expenses, maintenance and operation, supplies and repairs, including printing and postage necessary for the use of said department, $14,339.00.

(c) For maintenance of National Guards at home stations, including cleaning and repairing of military equipment, expenses of camp instruction, freight, express and drayage, payment of officers of examining boards, costs of physical examinations, traveling expenses and all other expenses incident to the maintenance of the National Guard at home stations, $7,170.00.

§ 30. Department of Mines and Mining. There is hereby appropriated out of the general expenditure fund for the Department of Mines and Mining, for the fiscal year ending June 30, 1927, for the purpose of the payment of all salaries, clerical hire, traveling expenses allowed by law, print-

ing, stamps, supplies and all other cost of maintenance and operation of said department, the sum of $30,000.00.

§ 31. State Printing Commission. There is hereby appropriated to the State Printing Commission, out of the general expenditure fund, for the purpose of paying for the necessary paper for use in State printing, for the fiscal year ending June 30, 1927, in the manner now provided by law, the sum of $65,000.00.

§ 32. Morehead State Normal School and Teachers College. For the purpose of paying for the maintenance and operation of the Morehead State Normal School and Teachers College, for the fiscal year ending June 30, 1927, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library, and other general and miscellaneous supplies and operating expenses, there is hereby set aside and appropriated out of the State revenue the funds now authorized by law, or that may hereafter be authorized by law, in the distribution of the State revenue, for the maintenance and operation of said institution.

(a) There is appropriated and set aside out of the general expenditure fund for the fiscal year ending June 30, 1927, for the use and benefit of said institution for the payment of one-half the cost of the construction, furnishing and equipment of two dormitories and improvement of buildings and grounds, in the sum of $160,000.00.

§ 33. Murray State Normal School and Teachers College. For the purpose of paying for the maintenance and operation of the Murray State Normal School and Teachers College, for the fiscal year ending June 30, 1927, for instruction, extension work, traveling expenses, fuel, light, prinnting, postage, insurance, express and drayage, telegraph and telephone, janitor service, library and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the State revenues the funds now authorized by law, or that may hereafter be authorized by law in the

distribution of the State revenues for the maintenance and operation of said institution.

(a) There is appropriated out of the general expenditure fund for the fiscal year ending June 30, 1927, for the use and benefit of said institution for the payment of one-half the cost of construction, heating and equipment of a general class room and training school and the extension and installation of water, light and sewerage systems, in the sum of $100,000.00.

(b) There is also appropriated out of the general expenditure fund for the fiscal year ending Jne 30, 1927, for the use and benefit of said institution for the payment of the cost of furniture, furnishings, fixtures and equipment of buildings and improvement of grounds, in the sum of $25,000,00.

§ 34. Board of Charties and Corrections. There are hereby appropriated out of the general exepnditure fund for the use of the State Board of Charities and Corrections in charge of the charitable, correctional and penal institutions of the Commonwealth of Kentucky, for the necessary expenditures for the fiscal year ending June 30, 1927, the following amounts for the following purposes:

(a) For the purpose of paying the salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said State Board of Charities and Corrections, and cost of operation, maintenance, improvements, repairs and all operating expenses for the fiscal year ending June 30, 1927, for the State Reformatory at Frankfort, State Penitentiary at Eddyville, Western State Hospital for Insane at Hopkinsville, Central State Hospital for the Insane at Lakeland, Eastern State Hospital for the Insane at Lexington, Feeble-Minded Institute at Frankfort and the Houses of Reform, $1,185,000.00.

(b) For the same purposes in addition to the said sum of $1,185,000.00, there is hereby appropriated to the said State Board of Charities and Corrections all receipts of every

character and kind realized by the said board in the operation of each and every institution under the control and supervision of said State Board of Charities and Corrections, including the receipts realized by the said board from the operation of convict road camps, provided that all receipts of every character and kind realized by said board in the operation of each and every institution under its control and supervision, shall be paid into the State Treasury and warrants drawn upon said receipts through the Auditor of Public Accounts in paying out said sums; provided, that no part of this appropriation shall be used for the construction of permanent buildings.

(c) For the Houses of Reform at Greendale, for the purchase of land, purchase and installation of boilers, for the construction and equipment of a refrigerator plant, and the remodeling of two buildings, $40,000.00.

(d) For the Feeble-Minded Institute at Frankfort, for erecting buildings, stand pipe and water extensions, and repairs, $37,500.00.

(e) For the construction and equipment of a nurses' home at the Eastern State Hospital for the Insane at Lexington, $20,000.00.

(f) For the construction and equipment of a building for the criminal insane at the Central State Hospital for the Insane at Lakeland, $25,000.00.

(g) For the purchase and installation of boilers at the State Penitentiary at Eddyville, $7,500.00.

Provided, that the special appropriations for permanent improvements made herein to the above State Board of Charities and Corrections for said fiscal year shall not be paid, and if paid the amount thereof so paid shall be remitted and credited to the general fund if a bond issue for the benefit of said State Board of Charities and Corrections is submitted to and adopted by the voters of the State at an election held for said purpose; and said funds so paid shall be refun-

ded out of the proceeds of the first bonds issued and sold under and by authority of said so approved bond issue.

§ 35. Department of Public Roads. For the purpose of paying all the costs of operation and maintenance of the Department of State Roads and Highways, for the carrying on its activities for the fiscal year ending June 30, 1927, there is hereby set aside and appropriated to the Department of State Roads and Highways all the funds now realized out of the State revenues now authorized by law, or that may hereafter be authorized by law, in the distribution of the State revenues for the construction, maintenance and repair of roads or any additional or other revenues that may be imposed by law for the exclusive benefit of public roads and all funds realized from the automobile license and gasoline taxes now collected by law, or that may hereafter be imposed or collected by law for the benefit of said department in its activities. Out of said funds so realized and collected for said fiscal year there is appropriated and authorized to be paid for the purpose of paying the salaries of the State Highway Commission, the State Highway Engineer, the Executive Secretary and all persons employed in the central office of said department, all salaries of persons employed in the district engineers' offices and testing engineer's office, all costs of inspection and supervision, the traveling expenses of all persons authorized under the law to draw same, all printing, office supplies and cost of location surveys and plans, together with all other expenses incurred in the maintenance and operation of said department exclusive of money actually spent in the construction and maintenance of roads, the sum of $500,000.00.

Said sums shall be so distributed and expended for said purposes herein enumerated as in the judgment of the State Highway Commission may be best fo rthe efficient operation of the department and the carrying on of its activities, but no more than $200,000.00 of said $500,000.00 shall be expended for the cost of making preliminary and final location surveys

and plans. All of the fund appropriated by this section, exclusive of said $500,000.00, shall be used exclusively by said department for the construction, reconstruction, maintenance and repair of public roads. And in addition to the $500,000.00 herein specifically set apart, the Highway Commission may in its discretion expend out of its revenues not to exceed $50,000.00 for topographic mapping under the direction and supervision of the Director of the Geological Survey.

§ 36. University of Kentucky. There are hereby appropriated and set aside out of the funds and from the sources hereinafter designated, for the use and benefit of the University of Kentucky, for the fiscal year ending June 30, 1927, the following sums from the following funds and sources and for the following purposes:

(a) For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky in the manner now authorized by law, or as may hereafter be authorized by law, there is set aside and appropriated out of the State revenue now authorized by law, or that may hereafter be authorized by law, in the distribution of the State revenue, for the purpose of the maintenance and operation of said institutions.

In addition to the sums set aside and appropriated out of the State revenue under Sub-section (a) above, there is appropriated out of the general expenditure fund the following sums for the following purposes:

(b) For the purpose of paying for the cost of maintenance and operation of the Experiment Station of the University for said fiscal year, as now authorized by law, or as may hereafter be authorized by law, the sum of $50,000.00.

(c) For the purpose of paying all the cost of the maintenance and operation of the Extension Division of the University of Kentucky for said fiscal year in the manner now authorized by law, or as may hereafter be authorized by law, the sum of $142,241.30.

(d) For agricultural instruction, $30,000.00.

(e) For the purpose of paying the Experiment Station of the University of Kentucky for making all analyses for the State Board of Health under the provisions of Chapter 65 of the Acts of 1918, and for making all analyses requested by any other department of the State government, to be paid in equal monthly installments, the sum of $18,000.00.

(f) For the payment of one-half the cost of a girls' dormitory, $75,000.00.

(g) For salaries, expenses and cost incident to the maintenance of a summer school, $10,000.00.

(h) For the Princeton Experiment Station, annual appropriation as provided in the Act of 1924, $20,000.00. For building three cottages, stock barn, fencing and other permanent improvements, $11,000.00.

(i) For the Quicksand Experiment Station, annual appropriation as provided in the Act of 1924, $25,000.00.

(j) For payment on the purchase of 103 acres of land as addition to the Experiment Station now under option, $25,000.00.

Provided, that the special appropriations for permanent improvements made herein to the above University of Kentucky for said fiscal year shall not be paid, and if paid the amount thereof so paid shall be remitted and credited to the general fund if a bond issue for the benefit of the said State University is submitted to and adopted by the voters of the State at an election held for said purpose; and said funds so paid shall be refunded out of the proceeds of the first bonds issued and sold under and by authority of said so approved bond issue.

§ 37. State Board of Health. There is hereby appropriated out of the general expenditure fund for the use of the State Board of Health, for the fiscal year ending June 30, 1927, the following amounts to be used for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses, $60,000.00.

(b) For the prevention of venereal diseases $15,000.00.

(c) For the prevention and treatment of trachoma, $15,000.00.

(d) For the prevention and treatment of tuberculosis, $10,000.00.

(e) For the protection of the health of mothers and children in accordance with Section 3, Chapter 120 of the Acts of 1920, to be spent in co-operation with the Federal Government, and in connection with funds received from the Federal Government, $21,298.84.

§ 38. Eastern Kentucky State Normal School and Teachers College. There is hereby appropriated out of the State revenue now authorized by law, or that may hereafter be authorized by law, in the distribution of the State revenue, for the maintenance and operation of the Eastern Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year:

(a) There is appropriated out of the general expenditure fund for the fiscal year ending June 30, 1927, for the use and benefit of said institution for the payment of one half the cost of the completion of the construction of a girls' dormitory and equipment thereof, in the sum of $100,000.00.

(b) There is also appropriated out of the general expenditure fund for the fiscal year ending June 30, 1927, for the use and benefit of said institution for the payment of one half the cost of construction of a joint class room building and the completion of the administration building and the equipment thereof, in the sum of $60,000.00.

§ 39. Western Kentucky State Normal School and Teachers College. There is hereby appropriated out of the

state revenue now authorized by law, or that may hereafter be authorized by law, in the distribution of the state revenue, for the maintenance and operation of the Western Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1927, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year:

(a) There is appropriated out of the general expenditure fund for the fiscal year ending June 30, 1927, for the use and benefit of said institution for the payment of one-half the cost of the construction, furnishing and equipment of a general class room and library building, in the sum of $100,000.00.

(b) There is also appropriated out of the general expenditure fund for the fiscal year ending June 30, 1927 for the use and benefit of said institution for the payment of one-half the cost of the remodeling of the present recitation building and the construction of additional class rooms and the furnishing and equipment thereof, in the sum of $20,000.00.

(c) There is also appropriated out of the general expenditure fund for the fiscal year ending June 30, 1927, for the use and benefit of said institution for the payment of one-half the cost of the construction, equipment and installation of heating and power plants and for the extension and installation of light, water and sewerage systems and improvement of grounds, in the sum of $40,000.00.

§ 40. State Board of Agriculture. There are hereby appropriated out of the general expenditure fund, for the use of the State Board of Agriculture, for the Kentucky State Fair, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For salaries, traveling expenses, maintenance and operation, $10,000.00.

(b) For premiums for the Kentucky State Fair, $15,000.00

(c) For the purpose of purchasing and laying water pipe, mains, hydrants, sewerage, drainage, and for repairs on grand stand, barns, roofs, roads, pavilion, insurance, and for the construction and equipment of a poultry building, $25,000.00.

(d) In addition to the above appropriations there are hereby appropriated to the State Board of Agriculture, for the use and benefit of the Kentucky State Fair, including additional premiums, all sums realized by the State Board of Agriculture from the sales of concessions, admissions, advertising, entry fees, stall rents, exhibitors' tickets, rent of buildings and grounds, and from pavilion, grand stand and midway show receipts.

§ 41. Kentucky Geological Survey. There are hereby appropriated out of the general expenditure fund for the Kentucky Geological Survey, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For the purpose of making geological, chemical, technical, soil and other investigations authorized by the provisions of Chapter 34 of the Acts of 1920, for the purpose of paying all salaries, including the salary of the Director and State Geologist, field expenses, clerical expenses, clerical assistance, laboratory, field equipment, supplies, freight charges, and all necessary miscellaneous items of permanent improvement to the property and effects of the Kentucky Geological Survey, and for the purpose of paying for all office expenses, printing and traveling expenses, $40,000.00.

§ 42. Kentucky Children's Home Society for White Children. There are hereby appropriated out of the general expenditure fund for the use of the Kentucky Children's Home Society for White Children, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For the purpose of paying all salaries and every other expense incident to the operation and maintenance of said department as now, or that may hereafter be, provided by law, $80,000.00.

§ 43. Kentucky Home Society for Colored Children. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Children's Home Society for Colored Children, for the fiscal year ending June 30, 1927, for the purpose now authorized by law, or for such other purposes as may be hereafter provided by law, the sum of $20,000.00.

§ 44. Kentucky Normal and Industrial Institute for Colored Persons. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Normal and Industrial Institute for Colored Persons, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of said department as now provided by law, or as may hereafter be provided by law, the sum of $46,000.00.

(b) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $13,000.00.

(c) For the purpose of constructing a power plant house, $14,000.00.

(d) For general maintenance and repair, $15,000.00.

(e) For the purpose of purchasing farm machinery, building roads, fencing, purchase and installation of pump and repairing of farm buildings, $8,000.00.

§ 45. Kentucky Institution for the Education of the Blind. There are hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky School for the Blind, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the White Department of the Kentucky School for the Blind, $60,000.00.

(b) For the payment of salaries and all other expenses incident to the maintenance and operation of the Colored De-

partment of the Kentucky School for the Blind, the sum of $9,500.00.

(c) For the education and vocational training of the adult blind of Kentucky, to be expended in the manner and for the purpose now provided by law, or as may hereafter be provided by law, $20,000.00.

§ 46. Kentucky School for the Deaf. There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky School for the Deaf, for the fiscal year ending June 30, 1927, the following sums for the following purposes:

(a) For the payment of salaries, $65,000.00.

(b) For office supplies, maintenance, provisions, repairs, furniture, furnishings and equipment, $46,000.00.

(c) For typesetting machinery, press and printing equipment, $5,800.00.

(d) For traveling expenses, and transportation for indigent pupils to and from school, $500.00.

(e) For construction and equipment of hospital building, $20,000.00.

(f) For cold storage plant, $3,000.00.

(g) For salaries and all expenses incident to the operation and maintenance of the department for colored children, $9,000.00.

§ 47. Vocational Education Board. There are hereby appropriated for the use and benefit of the Vocational Education Board of Kentucky, for the fiscal year ending June 30, 1927, the following sums out of the following named funds and for the following named purposes:

(a) For the purpose of carrying on teacher training instruction in the state of Kentucky under the provisions of Chapter 7 of the Acts of 1918, there is hereby appropriated out of the general expenditure fund, $24,987.00.

(b) For the purpose of paying all the cost of inspection and supervision of courses in teacher training under the pro-

visions of Chapter 7 of the Acts of 1918, there is appropriated out of the general expenditure funds, $2,500.00.

(c) For the purpose of the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment, there is hereby appropriated out of the excess of the funds collected from the tax on premiums paid to insurance carriers writing compensation insurance in Kentucky not required for the maintenance of the Workmen's Compensation Board, not to exceed the sum of $22,955.00.

§ 48. Visiting County Nurses. There is hereby appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1927, for the purpose of contributing to the compensation of visiting nurses under the provisions of Section 4 of Chapter 51 of the Acts of 1918, the sum of $7,500.00. Said sum is to be paid out only in the manner and for the purposes set out in said Chapter 51 of the Acts of 1918.

§ 49. West Kentucky Industrial College, Paducah, Kentucky. There is hereby appropriated out of the general expenditure fund for the support and maintenance of the West Kentucky Industrial College, for the fiscal year ending June 30, 1927, as per act of the General Assembly of 1922, the sum of $15,000.00.

In addition to the above appropriation there is also appropriated out of the general expenditure fund for the following sums for the following purposes:

(a) For maintenance and operation $5,000.00.

(b) For the purchase of a farm, $3,800.00.

(c) For the payment of construction of an auditorium, $6,800.00.

(d) For repairs of buildings and equipment, $2,000.00

§ 50. Kentucky Crippled Children Commission. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Crippled Children Commission, for the fiscal year ending June 30, 1927, for the

purpose of paying salaries, printing, postage, traveling and incidental expenses, for the maintenance and operation of said Commission, for the purpose of the payment of the necessary traveling expenses of children committed to the said Commission, and for the payment of board, suitable clothing, care, treatment and other necessities to enable the Commission to carry out the provisions of the Act of the General Assembly of 1924 creating said Commission, the sum of $100,000.00.

§ 51. Kentucky State Park Commission. There are hereby appropriated out of the general expenditure fund for the fiscal year ending June 30, 1927, for the use and benefit of the Kentucky State Park Commission, the following sums for the following purposes:

(a) For the payment of traveling and hotel expenses, printing, stationery, reports, postage and other incidental expenses of the commission, the sum of $1,000.00.

(b) For the maintenance and improvement of the Cumberland State Park in Bell County, $8,000.00.

(c) For the maintenance and improvement of the Kentucky Natural Bridge State Park in Powell and Wolfe counties, $6,400.00.

(d) For the maintenance and improvement of the Pioneer Memorial State Park in Mercer County, $4,800.00.

(e) For the maintenance and improvement of the Blue and Gray State Park in Todd County, $4,800.00.

§ 52. Budget Appropriation Commission. For the use and benefit of the Budget Appropriation Commission, for the fiscal year ending June 30, 1927, for the purpose of paying the clerical, stenographic hire and other expenses authorized to be incurred by said commission, under the law, there is hereby appropriated out of the general expenditure fund, the sum of $500.00

§ 53. Miscellaneous. In order to meet and provide for the payment for the fiscal year ending June 30, 1927, of the sums necessary to pay the costs of suits, attorneys' fees, conveyance of lunatics to the various asylums for the insane,

commissions on fines and forfeitures, compensation for county tax commissioners, as now provided by law, costs of criminal prosecutions, amounts due the various clerks of the Commonwealth for their services and authorized to be paid out of the State Treasury, cost and distribution of public books, express charges not otherwise provided for in this act; the cost of the care of graves in the Frankfort cemetery, as allowed by law, the yearly allowances made to idiots by the various circuit courts of the Commonwealth, interest on outstanding warrants or on warrants that may hereafter be issued, the per diem compensation for the jury commissioners of the various counties of the Commonwealth, the per centum of Jefferson County fees refunded to the various officers of Jefferson County, as now authorized by law, the sums allowed for the Law Library of the Commonwealth, to cover all moneys that may be required to be refunded as now provided by law, or as may hereafter be provided by law, the cost of public books, including record books, compensation of the various county boards of supervisors, any and all rewards authorized by law, and any and all exonerations allowed to the sheriff by law, any and all amounts authorized by law to be paid to the trustee of the jury fund of the various counties of the Commonwealth, and any other general expenditures now allowed by law and payable out of the general expenditure fund of the Commonwealth, the Auditor is authorized and directed to draw his warrant for the amount due, and the Treasurer is authorized to pay the same, in the manner now authorized by law for the payment of such claims. For the purpose of paying all costs of operation of the Legislative Department of the State government, and of the Judicial Department of the State government, the common school system and salaries of Commonwealth's Attorneys, for the fiscal year ending June 30, 1927, and not specifically provided for in this act, the Auditor of Public Accounts is authorized and directed to draw his warrant and the Treasurer to pay the same in the manner now provided by law for the payment of such claims.

§ 54. Each section of this act appropriating money is designed to be a separate and distinct appropriation, and, in event any approproiation made is held to be unauthorized by law, it shall in no wise affect the other appropriations provided for in this act.

§ 55. No officer or employee of the state, or any of the departments, boards, commissions or agencies of the state government provided for in this act, shall be allowed any expenses incurred in trips outside of Kentucky except on official business, and then only after a request to make such trips has been filed in writing with the Commissioners of the Sinking Fund and authority to make same has been approved by the said Commissioners of the Sinking Fund.

Mr. Glenn offered the following Amendments to said bill, viz.:

Amend Section 45 of House Bill 586, by adding immediately after subsection (c) thereof subsection (d) to read as follows, viz.:

(d) To reimburse Superintendent Clifford B. Martin for deficit incurred by said institution over the last biennial period, the same having been paid by said Martin out of his own funds, the sum of $3,758.62.

Amend Section 37 by adding immediately after paragraph "E", paragraph "F" to read as follows:

For Department of Bacteriology and Epidermiology the sum of $2,400.00 for the increase of salaries of employees of such Department.

Amend that part of H. B. 586 referring to the Department of Agriculture, Labor and Statistics by adding to the budget appropriation thereof on Page 4, Section 8 "subsection G,

For the purposes of paying the salaries, printing, postage and general expenses connected with the State Labor Department, the sum of Ffteen Thousand ($15,000.00) Dollars.''

Said Amendments were each and severally agreed to.

Mr. Meyers offered the following Amendment to said bill, viz.:

Amend H. B. 586, Page 19, Section 44, by inserting or adding after Line 15, the following:

(f) For the purpose of providing and furnishing a practice house for the training of Colored girls as domestics in home making, nursing, care of children, and the care and management of a home, $12,000.00.

The hour of twelve o'clock M. having arrived, the House recessed until one o'clock P. M.

The hour of one o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order.

The House resumed consideration of the unfinished business of the day, to-wit:

H. B. 583. (For title see Journal of today, ante)

The Amendment as offered by Mr. Meyers was agreed to.

Mr. Meyers offered the following Amendment to said bill, viz.:

Amend H. B. 586, Page 18, Section 43, Line 6 by striking out figures 20,000 and inserting in lieu thereof 24,000.

Said Amendment was disagreed to.

Mr. Meyers offered the following Amendment to said bill, viz.:

Amend H. B. 586 by adding after $24,000 the words $2,-337.20 to cover deficit.

Said Amendment was agreed to.

Mr. Baughman offered the following Amendment to said bill, viz.:

To Amend H. B. 586 in Section 36, subsection (j) by striking out all of subsection (j) in lines 40 and 41 of page 16 of the printed bill.

Said Amendment was disagreed to.

The yeas and nays being required thereon by Messrs Baughman and Pulliam, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. F. Harrison	T. R. Moore
Wm. J. Arvin	Goebel B. Henson	Chas. N. McCarty
A. J. Baldridge	H. B. Holland	F. T. Nichols
J. H. Baughman	Ira L. Horne	Jas. J. Peters
T. H. Benton	J. C. Hutcherson	W. H. Pryor
J. R. Buckman	Grover C. Johnson	Chas. L. Seale
W. A. Carson	Joe Martin	
C. L. Daly	A. M. Mercer	

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Those who voted in the negative were—

W. B. Ardery	C. H. Berryman	W. G. Buckner
W. O. Bach	W. P. Bowman	S. J. Bunger
W. B. Belknap	D. F. Brown	C. B. Carver
Shaler Berry	F. W. Bryant	Lee Clark

Lonnie Cooper	S. K. Holland	Smith Park
Fred H. Coots	E. M. Johnson	J. J. Patterson
J. D. Cox	W. W. Johnson	Geo. W. Potter
W. J. Curtis	Mrs. H. G. Jorris	H. A. Pulliam
J. L. Cushing	W. O. Keller	R. R. Rogers
Mormon B. Daniel	J. R. Kelly	Philip J. Ryan
J. R. Dorman	Thos. H. King	C. W. Ryans
E. J. Doss	Oscar Leibson	M. G. Slusher
James M. Durham	W. W. Leslie	E. J. Snyder
D. E. Edwards	Leon P. Lewis	Frank L. Strange
J. O. Evans	J. L. Manning	J. G. Swearengin
Otto C. Gartin	Shelby Martin	Mac Swinford
R. E. Glenn	H. J. Meyers	J. L. Valandingham
F. A. Gnau	H. H. Miller	Chiles Van Antwerp
Whitsett Hall	J. S. Milliken	C. D. Vincent
Lawrence Harmon	B. T. Morris	W. S. Wallen
C. W. Hawkins	L. P. Murphy	T. B. Watts
J. M. Hayse	J. L. McDavid	
H. M. Holbrook	W. J. McGill	

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Mr. Daniels moved that the vote by which said Amendment was disagreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Hayes offered the following Amendment to said bill, viz.:

Amend H. B. 586 by adding to Section 37 item G as follows:

"For Social Hygiene and Sex Education $5,000.00, to be used by the Venereal Disease Bureau."

Said Amendment was agreed to.

Mr. Dorman moved the Previous Question.

Said motion was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follews, viz.:

Those who voted in the affirmative were—

Lewis Allen
W. O. Bach
A. J. Baldridge
W. B. Belknap
T. H. Benton
Shaler Berry
C. H. Berryman
W. P. Bowman
D. F. Brown
Geo. A. Brown
F. W. Bryant
J. R. Buckman
W. G. Buckner
S. J. Bunger
C. B. Carver
Lee Clark
Lonnie Cooper
Fred H. Coots
J. D. Cox
W. J. Curtis
J. L. Cushing
C. L. Daly
J. R. Dorman
E. J. Doss
D. E. Edwards
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
W. W. Leslie
Leon P. Lewis
J. L. Manning
Joe Martin
J. O. Evans
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
S. K. Holland
Ira L. Horne
E. M. Johnson
Grover C. Johnson
W. W. Johnson
Mrs. H. G. Jorris
Shelby Martin
H. J. Meyers
H. H. Miller
J. S. Milliken
T. R. Moore
B. T. Morris
L. P. Murphy
J. L. McDavid
W. J. McGill
Smith Park
J. J. Patterson
Geo. W. Potter
R. R. Rogers
Philip J. Ryan
C. W. Ryans
M. G. Slusher
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Chiles Van Antwerp
C. D. Vincent
W. S. Wallen
T. B. Watts

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Those who voted in the negative were—

Wm. J. Arvin	J. C. Hutcherson	Clint Raymer
J. H. Baughman	Chas. N. McCarty	Mac Swinford
Mormon B. Daniel	Jas. J. Peters	J. L. Valandingham
J. F. Harrison	W. H. Pryor	
H. B. Holland	H. A. Pulliam	

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Resolved that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 587. An Act appropriating money for the operation and maintenance of the various Departments, Boards, Commissions, Institutions, and Agencies of the State Government, except for the Legislative and Judicial Departments, and except for the common schools, for the fiscal year ending June 30, 1928; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Executive Department. There are hereby appropriated out of the general expenditure fund for the Executive Department of the state government, for the fiscal year end-

ing June 30, 1928, the following sums for the following purposes:

(a) For salary of the Governor, private secretary and stenographic help and other employees, $15,470.00.

(b) For contingent and maintenance fund, $6,000.00.

(c) For printing, stamps, office supplies and operation of the department, $1,900.00.

§ 2. Lieutenant Governor. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Lieutenant Governor, for the fiscal year ending June 30, 1928, for the purpose of paying clerical hire and other expenses, the sum of $2,500.00.

§ 3. Secretary of State. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Department of Secretary of State, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, clerical help, porter, printing, stamps, office supplies, and all other expenses incident to the operation of said department, the sum of $20,300.00.

§ 4. Attorney General. There are hereby appropriated out of the general expenditure fund for the use of the Attorney General's Department of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For salaries of the Attorney General, Assistant Attorneys General and law clerks, $15,800.00.

(b) For stenographic help, the salaries to be determined by the Attorney General, $8,400.00.

(c) For necessary traveling expenses of the department when engaged in the state's business, printing, stamps and office supplies, $2,500.00.

§ 5. Auditor of Public Accounts. There are hereby appropriated out of the general expenditure fund for the use of the Department of the Auditor of Public Accounts of the Commonwealth of Kentucky, for the fiscal year ending June 30,

1928, as hereinafter set out, the following sums for the following purposes:

(a) For salaries and clerical hire, $35,000.00.

(b) For printing, stamps, office supplies and necessary traveling expenses, $4,000.00.

§ 6. State Treasurer. There is hereby appropriated out of the general expenditure fund for the use of the State Treasurer's Department, for the fiscal year ending June 30, 1928, for the purpose of paying salaries, clerical help, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, the sum of $15,000.

§ 7. Superintendent of Public Instruction. There is hereby appropriated out of the public school fund of the state for the use and benefit of the Department of the Superintendent of Public Instruction, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, as now fixed by law, or may hereafter be fixed by law, for all necessary clerical, stenographic, traveling and other expenses, and professional assistance in said department, the sum of $55,000.00.

§ 8. Department of Agriculture, Labor and Statistics. There are hereby appropriated out of the general expenditure fund for the use of the Department of Agriculture, Labor and Statistics, for the fiscal year ending June 30, 1928, the following amounts for the following purposes:

(a) For the purpose of paying all the salaries and clerical hire for said department, $12,500.00.

(b) For the purpose of paying per diem, traveling expenses and other expenses now allowed by law to the State Board of Agriculture, $4,500.00.

(c) For the purpose of paying all the expenses of the immigration branch (free employment) of said department as now allowed by law, or as may hereafter be allowed by law, $2,000.00.

(d) For the purpose of paying for stationery, printing, office supplies, equipment, telephone and telegraph bills, ex-

press, freight and hauling charges and postage of said department, and traveling expenses of the commissioner, $6,300.00.

(e) For the purpose of paying all the expenses included in the field work of said department now permitted and allowed by law, or as may hereafter be authorized by law; for defraying the expenses of said department and collecting statistics, as is now, or may hereafter be, allowed by law; for paying special premiums which said department is now or may hereafter be authorized by law to pay; and for creating an emergency and cooperative fund for the use of said department, as now or may hereafter be authorized by law, $15,700.

(f) For the purpose of paying the salaries, printing, postage and general expenses connected with the Department of Forestry, and for cooperation with the federal forestry laws, $15,000.00.

§ 9. Clerk Court of Appeals. There is hereby appropriated out of the general expenditure fund for the benefit of the office of the Clerk of the Court of Appeals, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, printing, office supplies, janitor service and other expenses incident to the operation of said office, the sum of $20,000.00.

§ 10. Railroad Commission. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Railroad Commission, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the operation and maintenance of said department, the sum of $18,000.00.

§ 11. State Librarian. There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Librarian, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, printing, books, stamps, office supplies and other costs incident to the operation and maintenance of said department as now provided by law, or as may hereafter be provided by law, the sum of $8,300.00.

§ 12. Department of Banking. (a) There is hereby set aside and appropriated for the use and benefit of the Department of Banking, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, printing, stamps, supplies and other expenses of the operation and maintenance of said deartment, all of the fees realized from examinations of the sundry banks and building and loan associations as now provided by law, or as may hereafter be provided by law.

(b) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies in the operation of the Blue Sky Department, there is hereby appropriated and ordered to be paid out of the fees collected under the provisions of the Blue Sky Department Law, for the fiscal year ending June 30, 1928, the sum of $10,000.00.

§ 13. State Board of Election Commissioners. There is hereby appropriated out of the general expenditure fund for the benefit of the State Board of Election Commissioners, for the fiscal year ending June 30, 1928, for the purpose of paying salaries or clerical hire, printing, stamps and all necessary expenses and supplies, the sum of $610.00.

§ 14. Confederate Pension Department. There are hereby appropriated out of the general expenditure fund for the benefit of the Confederate Pension Department, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For salaries and clerical hire, $4,600.00.

(b) For the payment of pensions heretofore allowed, or that may hereafter be allowed, $315,000.00.

(c) For printing, stamps, office supplies and other expenses of operation, $1,900.00.

§ 15. Kentucky Confederate Home. There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky Confederate Home, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For the salaries of officers and employees, $14,550.00.

(b) For all expenses of operation and maintenance, and marking graves on home grounds, $35,450.00.

§ 16. Fire Prevention and Rating Department. For the purpose of administering the Fire Prevention and Rating Department, as now provided by law, and for the purpose of paying the salaries, including clerical help, and all other expenses incidental to the maintenance and operation of said department now allowed by law, or as may be hereafter allowed by law, for the fiscal year ending June 30, 1928, there is hereby set aside and appropriated to the use of said department the amount allowed for the purpose by Section 4 of Chapter 16 of the Acts of 1920, same to be paid from the sources therein designated.

§ 17. Game and Fish Commission. For the fiscal year ending June 30, 1928, there is hereby set aside and appropriated for the benefit of the Game and Fish Commission, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, all the fees and collections of all kinds and character now collected by law, or that may hereafter be imposed by law, for the benefit of said department.

§ 18. State Tax Commission. For the use and benefit of the State Tax Commission, for the fiscal year ending June 30, 1928, for the payment of all salaries, including clerical help, traveling expenses, printing, stamps, office supplies and all other expenses incident to the administration of the laws relating to revenue and taxation and licensing of motor vehicles, dealers and chauffeurs, there is hereby appropriated out of the state revenues the funds now, or that may hereafter be authorized by law, and not exceeding fifty (50) cents for each motor vehicles registered out of the amount realized from licenses on motor vehicles, and out of the general expenditure fund the sum of $80,000.00.

§ 19. Superintendent of Public Printing. There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Superintendent of Public Printing, for

the fiscal year ending June 30, 1928, for the purpose of paying all salaries, clerical help, traveling expenses, printing, stamps and office supplies, $2,000.00.

§ 20. State Inspector and Examiner. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Department of the State Inspector and Examiner, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the maintenance and operation of said department, the sum of $25,000.00.

§ 21. Custodian of Public Buildings. There are hereby appropriated out of the general expenditure fund for the benefit of the Custodian of Public Buildings, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For all salaries of custodian and other employees, $35,000.00.

(b) For repairs, supplies, permanent improvements of public buildings, and all other maintenance and operating expenses, including printing, stamps and office supplies, $47,000.

§ 22. Kentucky State Historical Society. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Historical Society, for the fiscal year ending June 30, 1928, for the purpose of paying salaries of all offivers and employees, including janitor, and all other expenses incident to the maintenance, operation and conduct of said department, the sum of $6,720.00.

§ 23. Insurance Department. There is hereby set aside and appropriated to the use of the Insurance Department, for the fiscal year ending June 30, 1928, for the payment of salaries and all other expenses of maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, all the fees and collections to which said department is now entitled by law, or may hereafter be entitled by law.

§ 24. Kentucky Library Commission. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Library Commission, for the fiscal year ending June 30, 1928, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, the sum of $9,000.00.

§ 25. State Board of Examiners of Trained Nurses. For the use and benefit of the State Board of Examiners of Trained Nurses, for the fiscal year ending June 30, 1928, there is hereby set aside and appropriated for the purpose of paying all cost of maintenance and operation of said board, all the fees and other collections collected for the use and benefit of said board, as now provided by law, or as may hereafter be provided by law.

§ 26. State Live Stock Sanitary Board. There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Live Stock Sanitary Board, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, the sum of $35,000.00.

§ 27. Workmen's Compensation Board. For the use and benefit of the Workmen's Compensation Board, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and other expenses of the operation and maintenance of said board, as now provided by law, or as may hereafter be provided by law, there is hereby set aside and appropriated all the funds now collected by law, or that may hereafter be collected by law, for the benefit of said Workmen's Compensation Board.

§ 28. Commissioners of the Sinking Fund. There is hereby appropriated and set aside to the use of the Sinking Fund Commissioners, for the fiscal year ending June 30, 1928, the ad valorem taxes and other revenues as now, or may hereafter be provided by law, to be used by said commissioners for

the purposes now authorized by law, or that may hereafter be authorized by law.

§ 29. Adjutant General. Out of the general expenditure fund, as now provided by law, there are hereby appropriated for the benefit of the Adjutant General of the State, for use for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For the payment of salaries and clerical hire, $15,586.00.

(b) For the payment of traveling expenses, maintenance and operation, supplies and repairs, including printing and postage necessary for the use of said department, $14,339.00.

(c) For maintenance of National Guards at home stations, including cleaning and repairing of military equipment, expenses of camp instruction, freight, express and drayage, payment of officers of examining boards, costs of physical examinations, traveling expenses and all other expenses incident to the maintenance of the National Guard at home stations, $7,170.00.

§ 30. Department of Mines and Mining. There is hereby appropriated out of the general expenditure fund for the Department of Mines and Mining, for the fiscal year ending June 30, 1928, for the purpose of the payment of the salaries, clerical hire, traveling expenses allowed by law, printing, stamps, supplies and all other cost of maintenance and operation of said department, the sum of $30,000.00.

§ 31. State Printing Commission. There is hereby appropriated to the State Printing Commission, out of the general expenditure fund, for the purpose of paying for the necessary paper for use in State printing, for the fiscal year ending June 30, 1928, in the manner now provided by law, the sum of $65,000.00.

§ 32. Morehead State Normal School and Teachers College. For the purpose of paying for the maintenance and operation of the Morehead State Normal School and Teachers

College, for the fiscal year ending June 30, 1928, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library, and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the State revenue the funds now authorized by law or that may hereafter be authorized by law, in the distribution of the State revenue, for the maintenance of said institution.

(a) There is appropriated and set aside out of the general expenditure fund for the fiscal year ending June 30, 1928, for the use and benefit of said institution for the payment of one-half the cost of the construction, furnishing and equipment of two dormitories and improvement of buildings and grounds, in the sum of $160,000.00.

§ 33. Murray State Normal School and Teachers College. For the purpose of paying for the maintenance and operation of the Murray State Normal School and Teachers College, for the fiscal year ending June 30, 1928, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the State revenues the funds now authorized, by law, or that may hereafter be authorized by law in the distribution of the State revenues for the maintenance and operation of said institution.

(a) There is appropriated out of the general expenditure fund for the fiscal year ending June 30, 1928, for the use and benefit of said institution for the payment of one-half the cost of the construction, heating and equipment of a general class room and training school and the extension and installation of water, light and sewerage systems, in the sum of $100,000.00.

(b) There is also appropriated out of the general expenditure fund for the fiscal year ending June 30, 1928, for

the use and benefit of said institution for the payment of the cost of furniture, furnishings, fixtures and equipment of buildings and improvement of grounds, in the sum of $25,000.00.

§ 34. Board of Charities and Corrections. There are hereby appropriated out of the general expenditure fund for the use of the State Board of Charities and Corrections in charge of the charitable, correctional and penal institutions of the Commonwealth of Kentucky, for the necesary expenditures for the fiscal year ending June 30, 1928, the following amounts for the following purposes:

(a) For the purpose of paying the salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said State Board of Charities and Corrections, and cost of operation, maintenance, improvements, repairs and all operating expenses for the fiscal year ending June 30, 1928, for the State Reformatory at Frankfort, State Penitentiary at Eddyville, Western State Hospital for Insane at Hopkinsville, Central State Hospital for the Insane at Lakeland, Eastern State Hospital for the Insane at Lexington, Feeble-Minded Institute at Frankfort and the Houses of Reform, $1,185,000.00.

(b) For the same purposes in addition to the said sum of $1,185,000.00, there is hereby appropriated to the said State Board of Charities and Corrections all receipts of every character and kind realized by the said board in the operation of each and every institution under the control and supervision of said State Board of Charities and Corrections, including all receipts realized by the said board from the operation of convict road camps, provided that all receipts of every character and kind realized by said board in the operation of each and every institution under its control and supervision, shall be paid into the State Treasury and warrants drawn upon said receipts through the Audtor of Public Accounts in paying out said sums; provided, that no part of this appropriation shall be used fo rthe construction of permanent buildings.

(c) For the Houses of Reform at Greendale, for the purchase of land, purchase and installation of boilers, for the construction and equipment of a refrigerator plant, and the remodeling of two buildings, $40,000.00.

(d) For the Feeble-Minded Institute at Frankfort, for erecting buildings, stand pipe and water extensions, and repairs, $37,500.00.

(e) For the construction and equipment of a nurses' home at the Eastern State Hospital for the Insane at Lexington, $20,000.00.

(f) For the construction and equipment of a building for the criminal insane at the Ceneral State Hospital for the Insane at Lakeland, $25,000.00.

(g) For the purchase and installation of boilers at the State Penitentiary at Eddyville, $7,500.00.

Provided, that the special appropriations for permanent improvements made herein to the above State Board of Charities and Corrections for said fiscal year shall not be paid, and if paid the amount thereof so paid shall be remitted and credited to the general fund if a bond issue for the benefit of said State Board of Charities and Corrections is submitted to and adopted by the voters of the State at an election held for said purpose; and said funds so paid shall be refunded out of the proceeds of the first bonds issued and sold under and by authority of said so approved bond issue.

§ 35. Department of Public Roads. For the purpose of paying all the costs of operation and maintenance of the Department of State Roads and Highways, and for carrying on its activities for the fiscal year ending June 30, 1928, there is hereby set aside and appropriated to the Department of State Roads and Highways all the funds now realized out of the State revenues now authorized by law, or that may hereafter be authorized by law, in the distribution of the State revenues for the construction, maintenance and repair of roads or any additional or other revenues that may be imposed by law for the exclusive benefit of public roads and all funds realized

from the automobile license and gasoline taxes now collected by law, or that may hereafter be imposed or collected by law for the benefit of said department in its activities. Out of said funds so realized and collected for said fiscal year there is appropriated and authorized to be paid for the purpose of paying the salaries of the State Highway Commission, the State Highway Engineer, the Executive Secretary and all persons employed in the central office of said department, all salaries of persons employed in the district engineers' offices and testing engineer's office, all costs of inspection and supervision, the traveling expenses of all persons authorized under the law to draw same, all printing, office supplies and cost of location surveys and plans, together with all other expenses incurred in the maintenance and operation of said department exclusive of money actually spent in the construction and maintenance of roads, the sum of $500,000.00.

Said sums shall be so distributed and expended for said purposes herein enumerated as in the judgment of the State Highway Commission may be best for the efficient operation of the department and the carrying on of its activities, but no more than $200,000.00 of said $500,000.00 shall be expended for the cost of making preliminary and final location surveys and plans. All of the fund appropriated by this section, exclusive of said $500,000.00, shall be used exclusively by said department for the construction, reconstruction, maintenance and repair of public roads. And in addition to the $500,000.00 herein specifically set apart, the Highway Commission may in its discretion expend out of its revenues not to exceed $50,000.00 for topographic mapping under the direction and supervision of the Director of the Geological Survey.

§ 36. University of Kentucky. There are hereby appropriated and set aside out of the funds and from the sources hereinafter designated, for the use and benefit of the University of Kentucky, for the fiscal year ending June 30, 1928, the following sums from the following funds and sources and for the following purposes:

(a) For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky in the manner now authorized by law, on that may hereafter be authorized by law, there is set aside and appropriated out of the State revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the State revenue, for the purpose of the maintenance and operation of said institutions.

In addition to the sums set aside and appropriated out of the State revenue under subsection (a) above, there is appropriated out of the general expenditure fund the following sums for the following purposes:

(b) For the purpose of paying the cost of maintenance and operation of the Experiment Station of the University for said fiscal year, as now authorized by law, or as may hereafter be authorized by law, the sum of $50,000.00.

(c) For the purpose of paying all the cost of the maintenance and operation of the Extension Division of the University of Kentucky for said fiscal year in the manner now authorized by law, or as may hereafter be authorized by law, the sum of $142,241.30.

(d) For agricultural instruction, $30,000.00.

(e) For the purpose of paying the Experiment station of the University of Kentucky for making all analyses for the State Board of Health under the provisions of Chapter 65 of the Acts of 1918, and for making all analyses requested by any other departments of the State government, to be paid in equal monthly installments, the sum of $18,000.00.

(f) For the payment of one-half the cost of a girls' dormitory, $75,000.00.

(g) For salaries, expenses and cost incident to the maintenance of a summer school, $10,000.00.

(h) For the Princeton Experiment Station, annual appropriation as provided in the Act of 1924, $20,000.00. For building three cottages, stock barn, fencing and other permanent improvements, $11,000.00.

(i) For the Quicksand Experiment Station, annual appropriation as provided in the Act of 1924, $25,000.00.

(j) For payment on the purchase of 103 acres of land as addition to the Experiment Station now under option, $10,375.

Provided, that the special appropriations for permanent improvements made herein to the above University of Kentucky for said fiscal year shall not be paid, and if paid the amount thereof so paid shall me remitted and credited to the general fund if a bond issue for the benefit of the said State University is submitted to and adopted by the voters of the State at an election held for said purpose; and said funds so paid shall be refunded out of the proceeds of the first bonds issued and sold under and by authority of said so approved bond issue.

§ 37. State Board of Health. There is hereby appropriated out of the general expenditure fund for the use of the State Board of Health, for the fiscal year ending June 30, 1928, the following amounts to be used for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other expenses, $60,000.00.

(b) For the prevention of venereal diseases, $15,000.00.

(c) For the prevention and treatment of trachoma, $15,000.00.

(d) For the prevention and treatment of tuberculosis, $10,000.00.

(e) For the protection of the health of mothers and children in accordance with Section 3, Chapter 120, of the Acts of 1920, to be spent in co-operation with the Federal Government, and in connection with funds received from the Federal Government, $21,298.84.

§ 38. Eastern Kentucky State Normal School and Teachers College. There is hereby appropriated out of the State revenue now authorized by law, or that may hereafter be authorized by law, in the distribution of the State revenue,

for the maintenance and operation of the Eastern Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance an doperation of said institution for said fiscal year:

(a) There is appropriated out of the general expenditure fund for the fiscal year ending June 30, 1928, for the use and benefit of said institution for the payment of one-half the cost of the completion of the construction of a girls' dormitory and equipment thereof, in the sum of $100,000.00.

(b) There is also appropriated out of the general expenditure fund for the fiscal year ending June 30, 1928, for the use and benefit of said institution for the payment of one-half the cost of the construction of a joint class room building and the completion of the administration building and the equipment thereof, in the sum of $60,000.00.

§ 39. Western Kentucky State Normal School and Teachers College. There is hereby appropriated out of the State revenue now authorized by law, or that may hereafter be authorized by law, in the distribution of the state revenue, for the maintenance and operation of the Western Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1928, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year:

(a) There is appropriated out of the general expenditure fund for the fiscal year ending June 30, 1928, for the use and benefit of said institution for the payment of one-half the cost of the construction, furnishing and equipment of a general class room and library building, in the sum of $100,000.00.

(b) There is also appropriated out of the general expenditure fund for the fiscal year ending June 30, 1928, for the use and benefit of said institution for the payment of one-

half the cost of remodeling of the present recitation building and the construction of additional class rooms and the furnishing and equipment thereof, in the sum of $20,000.00.

(c) There is also appropriated out of the general expenditure fund for the fiscal year ending June 30, 1928, for the use and benefit of said institution for the payment of one-half the cost of the construction, equipment and installation of heating and power plants and for the extension and installation of light, water and sewerage systems and improvement of grounds, in the sum of $40,000.00.

§ 40. State Board of Agriculture. There are hereby appropriated out of the general expenditure fund, for the use of the State Board of Agriculture, for the Kentucky State Fair, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For salaries, traveling expenses, maintenance and operation, $10,000.00.

(b) For premiums for the Kentucky State Fair, $15,000.

(c) For the purpose of purchasing and laying water pipe, mains, hydrants, sewerage, drainage, and for repairs on grand stand, barns, roofs, roads, pavilion, insurance, and for the construction and equipment of a poultry building, $25,000.00.

(d) In addition to the above appropriations there are hereby appropriated to the State Board of Agriculture, for the use and benefit of the Kentucky State Fair, including additional premiums, all sums realized by the State Board of Agriculture from the sales of concessions, admissions, advertising, entry fees, stall rents, exhibitors' tickets, rent of buildings and grounds, and from pavilion, grandstand and midway show receipts.

§ 41. Kentucky Geological Survey. There are hereby appropriated out of the general expenditure fund for the Kentucky Geological Survey, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For the purpose of making geological, chemical, technical, soil and other investigations authorized by the provisions of Chapter 34 of the Acts of 1920, for the purpose of paying all salaries, including the salary of the Director and State Geologist, field expenses, clerical expenses, clerical assistance, laboratory, field equipment, supplies, freight charges, and all necessary miscellaneous items of permanent improvement to the property and effects of the Kentucky Geological Survey, and for the purpose of paying all office expenses, printing and traveling expenses, $40,000.00.

§ 42. Kentucky Children's Home Society for White Children. There are hereby appropriated out of the general expenditure fund for the use of the Kentucky Children's Home Society for White Children, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For the purpose of paying all salaries and every other expense incident to the operation and maintenance of said department as now, or that may hereafter be, provided by law, $80,000.00.

§ 43. Kentucky Children's Home Society for Colored Children. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Children's Home Society for Colored Children, for the fiscal year ending June 30, 1928, for the purpose now authorized by law, or for such other purposes as may be hereafter provided by law, the sum of $20,000.00.

§ 44. Kentucky Normal and Industrial Institute for Colored Persons. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Normal and Industrial Institute for Colored Persons, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of said department as now provided by law, or as may hereafter be provided by law, the sum of $48,000.00.

(b) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $13,000.00.

(c) For the purpose of constructing a power plant house, $14,000.00.

(d) For general maintenance and repair, $15,000.00.

(e) For the purpose of purchasing farm machinery, building roads, fencing, purchase and installation of pump and repairing of farm buildings, $8,000.00.

§ 45. Kentucky Institution for the Education of the Blind. There are hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky School for the Blind, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the White Department of the Kentucky School for the Blind, $60,000.00.

(b) For the payment of salaries and all other expenses incident to the maintenance and operation of the Colored Department of the Kentucky School for the Blind, the sum of $9,500.00.

(c) For the education and vocational training of the adult blind of Kentucky, to be expended in the manner and for the purpose now provided by law, or as may hereafter be provided by law, $20,000.00.

§ 46. Kentucky School for the Deaf. There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky School for the Deaf, for the fiscal year ending June 30, 1928, the following sums for the following purposes:

(a) For the payment of salaries, $65,000.00.

(b) For office supplies, maintenance, provisions, repairs furniture, furnishings and equipment and insurance, $46,000.

(c) For traveling expenses, and transportation for indigent pupils to and from school, $500.00.

(d) For construction and equipment of hospital building, $20,000.00.

(e) For fencing and walks, $3,000.00.

(f) For salaries and all expenses incident to the operation and maintenance of the department for colored children, $9,000.00.

§ 47. Vocational Education Board. There are hereby appropriated for the use and benefit of the Vocational Education Board of Kentucky, for the fiscal year ending June 30, 1928, the following sums out of the following named funds and for the following named purposes:

(a) For the purpose of carrying on teacher training instruction in the state of Kentucky under the provisions of Chapter 7 of the Acts of 1918, there is hereby appropriated out of the general expenditure fund, $24,987.00.

(b) For the purpose of paying all the cost of inspection and supervision of courses in teacher training under the provisions of Chapter 7 of the Acts of 1918, there is appropriated out of the general expenditure fund, $2,500.00.

(c) For the purpose of the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment, there is hereby appropriated out of the excess of the funds collected from the tax on premiums paid to insurance carriers writing compensation insurance in Kentucky not required for the maintenance of the Workmen's Compensation Board, not to exceed the sum of $22,955.00.

§ 48. Visiting County Nurses. There is hereby appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1928, for the purpose of contributing to the compensation of visiting nurses under the provisions of Section 4 of Chapter 51 of the Acts of 1918, the sum of $7,500.00. Said sum is to be paid out only in the manner and for the purposes set out in said Chapter 51 of the Acts of 1918.

§ 49. West Kentucky Industrial College, Paducah, Kentucky. There is hereby appropriated out of the general expenditure fund for the support and maintenance of the West

Kentucky Industrial College, for the fiscal year ending June 30, 1928, as per act of the General Assembly of 1922, the sum of $15,000.00.

In addition to the above appropriation there is also appropriated out of the general expenditure fund, for the use of said institutions for maintenence and operation, the sum of $5,000.00.

§ 50. Kentucky Crippled Children Commission. There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Crippled Children Commission, for the fiscal year ending June 30, 1928, for the purpose of paying salaries, printing, postage, traveling and incidental expenses, for the maintenance and operation of said Commission, for the purpose of the payment of the necessary traveling expenses of children committed to the said Commission, and for the payment of board, suitable clothing, care, treatment and other necessities to enable the Commission to carry out the provisions of the Acts of the General Assembly of 1924 creating said Commission, the sum of $100,000.

§ 51. Kentucky State Park Commission. There are hereby appropriated out of the general expenditure fund for the fiscal year ending June 30, 1928, for the use and benefit of the Kentucky State Park Commission, the following sums for the following purposes:

(a) For the payment of traveling and hotel expenses, printing, stationery, reports, postage and other incidental expenses of the commission, the sum of $1,000.00.

(b) For the maintenance and improvement of the Cumberland State Pak in Bell County, $8,000.00.

(c) For the maintenance and improvement of the Kentucky Natural Bridge State Park in Powell and Wolfe counties, $6,400.00.

(d) For the maintenance and improvement of the Pioneer Memorial State Park in Mercer County, $4,800.00.

(e) For the maintenance and improvement of the Blue and Gray State Park in Todd county, $4,800.00.

§ 52. Miscellaneous. In order to meet and provide for the payment for the fiscal year ending June 30, 1928, of the sums necessary to pay the costs of suits, attorneys' fees, conveyance of lunatics to the various asylums for the insane, commissions on fines forfeitures, compensation for county tax commissioners, as now provided by law, costs of criminal prosecutions, amounts due the various clerks of the Commonwealth for their services and authorized to be paid out of the State Treasury, cost and distribution of public books, express charges not otherwise provided for in this act; the cost of the care of graves in the Frankfort cemetery, as allowed by law, the yearly allowances made to idiots by the various circuit courts of the commonwealth, interest on outstanding warrants or on warrants that may hereafter be issued, the per diem compensation for the jury commissioners of the various counties of the Commonwealth, the per centum of Jefferson County fees refunded to the various officers of Jefferson County, as now authorized by law, the sums allowed for the Law Library of the Commonwealth, to cover all moneys that may be required to be refunded as now provided by law, or as may hereafter be provided by law, the cost of public books, including record books, compensation of the various county boards of supervisors, any and all rewards authorized by law, and any and all exonerations allowed to the sheriff by law, any and all amounts authorized by law to be paid to the trustee of the jury fund of the various counties of the Commonwealth, and any other general expenditure now allowed by law and payable out of the general expenditure fund of the Commonwealth, the Auditor is authorized and directed to draw his warrant for the amount due, and the Treasurer is authorized to pay the same in the manner now authorized by law for the payment of such claims. For the purpose of paying all costs of operation of the Legislative Department of the State government, and of the Judicial Department of the State government, the common school system and the salaries of Commonwealth's Attorneys, for the fiscal year

ending June 30, 1928, and not specifically provided for in this act the Auditor of Public Accounts is authorized and directed to draw his warrant and the Treasurer to pay the same in the manner now provided by law for the payment of such claims.

§ 53. Each section of this act appropriating money is designed to be a separate and distinct appropriation, and, in event any appropriation made is held to be unauthorized by law, it shall in no wise affect the other appropriations provided for in this act.

§ 54. No officer or employee of the state, or any of the departments, board, commissions or agencies of the state government provided for in this act, shall be allowed any expenses incurred in trips outside of Kentucky except on official business, and then only after a request to make such trips has been filed in writing with the Commissioners of the Sinking Fund and auothority to make same has been approved by the said Commissioners of the Sinking Fund.

Mr. Glenn offered the following amendments to said bill, viz.:

Amend Section 37, paragraph E, paragraph F to read as follows, by adding immediately after:

"For Department o f Bacteriology and Epidermiology the sum of $2,400.00 for the increase of salaries of employees of such Department."

Amend that part of H. B. 587 referring to the Department of Agriculture, Labor and Statistics by adding to the budget appropriation thereof on page 4, section 8, subsection G:

"For the purposes of paying the salaries, printing, postage and general expenses connected with the State Labor Department, the sum of Fifteen Thousand ($15,000.00) Dollars."

Said amendments were each and severally agreed to.

Mr. Hayse offered the following amendment to said bill, viz.:

Amend H. B. 587 by adding to Section 37, the following section (G) as follows:

"For Social Hygiene and Sex Education, $5,000.00 to be used by the Venereal Disease Bureau."

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lonnie Cooper	Lawrence Harmon
W. O. Bach	Fred H. Coots	C. W. Hawkins
A. J. Baldridge	J. D. Cox	J. M. Hayse
W. B. Belknap	W. J. Curtis	Goebel B. Henson
T. H. Benton	J. L. Cushing	H. M. Holbrook
Shaler Berry	C. L. Daly	S. K. Holland
C. H. Berryman	J. R. Dorman	Ira L. Horne
W. P. Bowman	E. J. Doss	E. M. Johnson
D. F. Brown	D. E. Edwards	W. W. Johnson
F. W. Bryant	J. O. Evans	D. C. Jones
J. R. Buckman	D. W. Fowler	Mrs. H. G. Jorris
W. G. Buckner	Otto C. Gartin	W. O. Keller
S. J. Bunger	R. E. Glenn	J. R. Kelly
C. B. Carver	F. A. Gnau	Thos. H. King
Lee Clark	Whitsett Hall	Leon P. Lewis

J. L. Manning	J. L. McDavid	M. G. Slusher
Joe Martin	Smith Park	E. J. Snyder
Shelby Martin	J. J. Patterson	Frank L. Strange
H. H. Miller	Geo. W. Potter	Chiles Van Antwerp
J. S. Milliken	W. H. Pryor	C. D. Vincent
T. R. Moore	R. R. Rogers	W. S. Wallen
B. T. Morris	Philip J. Ryan	
L. P. Murphy	C. W. Ryans	

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Those who voted in the negative were—

J. H. Baughman	J. C. Hutcherson	Mac Swinford
Mormon B. Daniel	Jas. J. Peters	J. L. Valandingham
J. F. Harrison	H. A. Pulliam	
H. B. Holland	Clint Raymer	

—10

Resolved that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. H. B. Holland of the Committee on Enrollment reported that they had examined and found to be correctly enrolled, a bill of the following title, viz.:

H. B. 190. An Act to repeal, amend and re-enact Chapter 81 of the Acts of the General Assembly of 1924 entitled: "An Act providing for additional supervision and regulation of the transportation of persons for compensation over public highways by motor propelled vehicles; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highway Commission or its successors; providing for the assessment and collection of fees and taxes thereon and providing for the en-

forcement of the provisions of this Act and punishment for violations thereof." Providing for the appointment, qualification, term of office and compensation of motor transportation commissioner and his assistants; providing for the supervision and regulation of motor transportation of persons for hire over the public highways of Kentucky; providiing for additional revenue for the enforcement of the provisions of this Act; punishment and violation thereof; for the examination and qualification of drivers of motor vehicles over the highways; fixing a fee for said drivers; providing for the regulation of fares, schedules, routes of motor vehicles; for procedure in the enforcement of the Act; appeals from the decisions of the Commissioner and for penalties for the violations of the Act.

Thereupon all other business was suspended, said bill was read at length and compared in open session and found to be correctly enrolled.

Thereupon the Speaker, in open session and in the presence of the House, affixed his signature thereto.

Ordered that the Enrolling Clerk of this House deliver said bill to the Senate.

After a time the Enrolling Clerk of this House delivered the original and enrolled copy of said bill, duly signed by the President of the Senate, into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk deliver said bill to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

Mr. Dorman of the Committee on Rules, to which the same had been referred, reported bills of the following titles, viz.:

H. B. 607. An Act relating to public roads and including in the primary system, roads in counties of McCracken, Graves and Ballard.

H. B. 608. An Act creating a State road project.

H. B. 606. An Act creating and establishing as a part of the Primary Road System of the State Highways of the Commonwealth of Kentucky a road leading from Eggner's Ferry in Marshall County via Briensburg and Palma to McCracken County line.

H. B. 544. An Act establishing a road from Russellville in Logan County, Kentucky, to Orondorff's Mill over the route known as the Orondorff's Mill Road, as the State primary road and designating said project as Project ——.

H. B. 559. An Act to amend Chapter 260 of Acts of the General Assembly of the Commonwealth of Kentucky of the 1924 session, which relates to roads and highways.

H. B. 581. An Act to establish a new State Primary Road project leading from near Bremen on State Project No. 10 to a point in Project No. 55 near Muhlenberg and McLean County line.

H. B. 590. An Act to amend Chapter 200 of the General Assembly Acts of the Commonwealth of Kentucky, of the 1924 session, which relates to roads and highways.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

Mr. Dorman moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, MARCH 5, 1926.

The House was opened with prayer by the Reverend Father Klosterman of the Roman Catholic Church of Frankfort.

The roll was called and the following members answered to their name, viz.:

Lewis Allen	Fred H. Coots	H. M. Holbrook
Wm. J. Arvin	W. J. Curtis	H. B. Holland
W. O. Bach	J. L. Cushing	S. K. Holland
A. J. Baldridge	C. L. Daly	Ira L. Horne
J. H. Baughman	J. R. Dorman	J. C. Hutcherson
W. B. Belknap	E. J. Doss	E. M. Johnson
T. H. Benton	James M. Durham	Grover C. Johnson
Shaler Berry	D. E. Edwards	W. W. Johnson
C. H. Berryman	J. O. Evans	D. C. Jones
W. P. Bowman	D. W. Fowler	Mrs. H. G. Jorris
D. F. Brown	Otto C. Gartin	W. O. Keller
Geo. A. Brown	R. E. Glenn	J. R. Kelly
J. R. Buckman	F. A. Gnau	Thos. H. King
W. G. Buckner	Whitsett Hall	Oscar Leibson
S. J. Bunger	Lawrence Harmon	W. W. Leslie
W. A. Carson	J. F. Harrison	Leon P. Lewis
C. B. Carver	C. W. Hawkins	J. L. Manning
Lee Clark	J. M. Hayse	Joe Martin
Lonnie Cooper	Goebel B. Henson	Shelby Martin

H. J. Meyers	Smith Park	W. R. Smith
H. H. Miller	J. J. Patterson	E. J. Snyder
J. S. Milliken	Jas. J. Peters	Frank L. Strange
T. R. Moore	Geo. W. Potter	J. G. Swearengin
L. P. Murphy	W. H. Pryor	Mac Swinford
Chas. N. McCarty	R. R. Rogers	Chiles Van Antwerp
J. L. McDavid	Philip J. Ryan	C. D. Vincent
W. J. McGill	C. W. Ryans	W. S. Wallen
F. T. Nichols	Chas. L. Seale	T. B. Watts
Caleb Page	M. G. Slusher	

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills and a resolution of the following titles, viz.:

S. B. 290. An Act to amend Section 822, subdivision 111, Corporations—Private, Carroll's Edition of Kentucky Statutes.

S. B. 379. An Act providing for the better government, administration, disposition and discipline of the Police and Fire Departments of cities of the third class, and to create and perpetuate a pension fund for disabled police and firemen in such cities, their widows and children and dependent fathers and mothers, and to create and perpetuate a Board of Trustees for the management and conduct thereof, and to pension members thereof after service of a term of years, and to provide revenue for the payment of same.

S. B. 88. An Act to appropriate $10,000.00 for the purpose of building a road from the public highway to the Perryville Battlefield and to provide for the erection of a caretaker's house thereon, and to provide for the maintenance and improvement of the monument and surrounding grounds.

S. B. 234. An Act to regulate letting, hiring and using motor vehicles and the prevent improper and unauthorized use of, or fraud, misrepresentation or deception by those letting or procuring such vehicles and fixing the penalties for violating.

S. B. 223. An Act to amend and re-enact Section 2946, Kentucky Statutes, relating to salary of stenographers in police courts in cities of the first class.

S. B. 289. An Act prescribing certain duties for each county court clerk of the Commonwealth of Kentucky to perform with reference to the tax books and prescribing his compensation.

S. B. 261. An Act enabling the fiscal court or county commissioners of each county to establish and maintain a County Crippled Children's Bureau.

S. B. 258. An Act to fix the time for prisoners to file application for parole.

S. B. 262. An Act to repeal and re-enact an act entitled: "An Act to create a commission to be known as the Kentucky Child Welfare Commission and to prescribe its duties and functions" which Act became a law on March 24, 1922, being Chapter 107 of the Acts of 1922, etc.

S. B. 307 An Act prohibiting blackmail, defining same, and prescribing penalties therefor.

S. B. 277. An Act to fix and regulate the time of holding the terms of the circuit courts in the Fifth Judicial District.

S. B. 89. An Act further regulating common carriers and prescribing the duties and powers of the Railroad Commission

with reference thereto as to joint rates, amending Chapter 26 of the Acts of the General Assembly of 1920, approved March 19, 1920.

S. Res. 26. Resolution inviting the Governor of Iowa to address the General Assembly.

Ordered that said bills and resolutions be printed and referred to Committee on Rules.

Mr. Daniels offered the following resolution, viz.:

JOINT RESOLUTION

WHEREAS, Kentuckians at all times have delighted to honor their men and women who have achieved distinction in any calling or profession, and,

WHEREAS, Prof. J. T. C. Noe of the College of Education, University of Kentucky, is recognized by all who know him, who have read his poems, or been charmed by his literary productions, and is deserving of all the high commendation his friends and fellow citizens willingly shower upon him, therefore,

BE IT RESOLVED, By the General Assembly of the Commonwealth of Kentucky that Prof. J. T. C. Noe is hereby declared to be the Poet Laureate of Kentucky and that he be privileged to enjoy all the honors incidental thereto.

It is expressly understood, however, that this declaration of distinction is an honorary one only and bears with it no financial obligation upon the Commonwealth. This Resolution shall become effective on and after its passage by the Legislature and approval by the Governor.

Said resolution was adopted.

Mr. Jones moved that the records of the Journal of March 4, appertaining to the amendment which he offered to bill entitled:

H. B. 587. An Act appropriating money for the operation and maintenance of the various Departments, Boards, Commissions, Institutions and Agencies of the State Government, except for the Legislative and Judicial Departments, and except for the common schools, for the fiscal year ending June 30, 1928; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid."

And which was adopted on yesterday, be expunged from the record.

Said motion was agreed to.

Mr. Glenn moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Glenn moved that when the hour of twelve o'clock Meridian, arrives today, that the House do then recess for one hour.

Said motion was agreed to.

Mr. Glenn of the Committee on Rules, to which the same had been referred, reported bills of the following titles, viz.:

S. B. 2. An Act providing for the protection and assistance of aged needy persons in the Commonwealth of Kentucky and allowing the counties to adopt the provisiions of this act prescribing penalties for violation of the provisions hereof.

S. B. 5. An Act to give to supersedeas bonds executed upon appeals to the Court of Appeals and upon appeals to the circuit court the force and effect of a judgment, and to provide a means of collection of certain costs, revenues, and fines and penalties due to the Commonwealth of Kentucky.

S. Res. 13. A concurrent resolution providing the sum of $224.00 for the purpose of correcting an error in the amount due the Gracey Graded School out of the school fund, said error having occurred during the school year ending June 29, 1926.

S. B. 19. An Act to require any driver of any vehicle on a public highway, on approaching railway and interurban grade crossings, which have been designated as "unsafe" by the State Highway Commission, to stop, look and listen, before passing thereover, and to require Highway Commissioners to erect and maintain stop signs for such crossings; and to require railway and interurban companies to furnish and deliver such signs; and providing penalties for non-compliance to stop, look and listen.

S. B. 20. An Act providing for the compensation of County Attorneys and Justices of the Peace or County Judge who tries the case ,and providing for the disposition of fines assessed in the courts of Justices of the Peace or quarterly court in all misdemeanors prosecuted and tried in such courts and wherein the judgment becomes final by not being prosecuted to the Circuit Court.

S. B. 59. An Act for the benefit of the Home for Incurables.

S. B. 62. An Act creating a State Board of Examiners and Registration of Architects, prescribing its powers and duties, providing for examination and issuing certificates to

qualified registered architect or architects and providing for penalties for violation of the provisions of the act.

S. B. 66. An Act to repeal and re-enact Section 4077 of the Kentucky Statutes, Carroll's Edition, 1915, relating to Revenue and Taxation, and more especially to the assessment and taxation of the franchises of certain corporations.

S. B. 117. An Act to change and fix the time, place and terms of court in the Thirty-fourth Judicial District.

S. B. 119. An Act creating a State Park Commission to be known as the Kentucky State Park Commission, naming the members composing said commission; prescribing their duties and powers; making said commisision a corporation; and repealing an act entitled: "An Act creating a Kentucky State Park Commission," enacted by the General Assembly of the Commonwealth of Kentucky at its 1924 session, and approved by the Governor of Kentucky on March 28, 1924, being Chapter 9, of the Acts of the General Assembly of 1924.

S. B. 131. An Act defining spite fences, providing a penalty for same, providing that a Court of Equity may enjoin such fences and excepting from the provisions of this act, bill boards or fences used for advertising purposes.

S. B. 136. An Act to provide for an appeal from the action of the Board of Supervisors of Taxes in cities of the fourth class.

S. B. 157. An Act to amend and re-enact Sections 1, 2 and 3 of Chapter 290 of the Acts of the General Assembly of 1924, approved March 7, 1924, relating to roads and bridges and the State Highway Department; creating a State Highway Commission and fixing their qualifications, duties and

compensation; providing for appointees and employees and compensation of same, and declaring an emergency.

S. B. 171. An Act to amend and re-enact Sections 1377, 1378, 1379-1, 1379-8 and 1380, Kentucky Statutes, 1922 Edition, all relating to prisoners and punishment thereof by hard labor, fixing duties of county judge in reference thereto, and providing penalties for violation of such duties.

S. B. 181. An Act to amend and reenact Chapter 72 of the Acts of the General Assembly of 1922, entitled "An Act to promote the production of better eggs in Kentucky by regulating the traffic in eggs, etc."

S. B. 194. An Act to repeal section 201c-3, Kentucky Statutes, Carroll's 1915 Edition, relating to issuing free passes by common carriers to agents or employees who are also state, county or municipal officers.

S. B. 239. An Act to amend and reenact Section 3 of Chapter 134 of the Acts of the General Assembly of 1912, entitled "An Act appropriating money for the erection of buildings and other improvements upon the State Fair Grounds and providing for the maintenance of same," so as to provide for an additional appropriation for the maintenance and improvement of the State Fair property.

S. B. 246. An Act to repeal and re-enact Section 5 of Chapter 4, Acts of the General Assembly of 1914, relating to the State Banking Department, same being Section 165a-5, Kentucky Statutes.

S. B. 247. An Act repealing and re-enacting Chapter 47, Acts of the General Assembly of 1922, same relating to Banks and Banking.

S. B. 248. An Act to repeal and reenact Section 10 of Chapter 4 of the Acts of the General Assembly of 1912, same being Section 165a-10, Kentucky Statutes, relating to Banks and Banking.

S. B. 249. An Act to repeal and reenact Chapter 46 Acts of the General Assembly of 1922, relating to fees for examination of banks and trust companies.

S. B. 252. An Act to establish the location of Blackford Creek.

S. B. 263. An Act directing the submission of an amendment to Section 246 of the Constitution of Kentucky, relating to the compensation of public officers.

S. B. 273. An Act authorizing the County Judge in Counties containing a city of the first class to appoint a Trial Commissioner.

S. B. 294. An Act for the issual of free license plates to rural route carriers.

S. B. 332. An Act to amend Section 1321, Kentucky Statutes, Carroll's 1922 Edition.

S. B. 358. An Act providing for the establishment and maintenance of forest reserves; defining forest reserves; providing for the listing, recording, withdrawal, use, transfer, or title, administration and taxation of forest reserves; establishing a Forest Reserve Fund; providing for the cutting of timber on forest reserves, for changes in the provisions of this Act and a penalty for the violation of the provisions of this Act.

S. B. 363. An Act to amend and reenact Section 1954c-25 Kentucky Statutes, Carroll's 1922 Edition, as amended

by Chapter 30 of the Acts of 1916, entitled "An Act amending an Act entitled 'An Act for the protection of game and fish' Chapter 35, Acts 1912. Approved March 12, 1912."

S. B. 340. An Act to amend Section 118, Kentucky Statutes, (Carroll's 1922 Edition) relating to the duties of the Commonwealth's Attorney.

S. B. 130. An Act to amend and reenact Section 4148 of the Kentucky Statutes, as it was amended and reenacted by Chapter 121 of the Acts of 1924, and which amendment was Section 20 of said amendatory act.

S. B. 192. An Act to amend and re-enact Subsection 2 of 552 of the Civil Code of Practice, relating to the mode of taking testimony.

S. B. 152. An Act to repeal, amend, reenact Sections 728, 733 and 734 of the Kentucky Statutes, Carroll's Edition, 1915, same being a part of Chapter 32, Article 4, Subdivision 7, relating to real estate title insurance companies.

S. B. 32. An Act to appropriate money for the establishment of a State Printing and Job plant in the State Reformatory at Frankfort, Ky.

S. B. 366. An Act relating to educational institutions not supported by State funds within the Commonwealth of Kentucky commonly known as quasi-public Normal Schools, prescribing the requirements, rules and regulations for issuing certificates to students of such institutions to teach in the public schools of Kentucky, etc.

S. B. 334. An Act to amend and reenact Section 3 of Chapter 131 of the Acts of the General Assembly of 1918 entitled "An Act to regulate the admission of attorneys to prac-

tice law'' and providing for qualifications of members of the Board of Bar Examiners.

S. B. 184. An Act providing for the right of condemnation of memorial, historical, professional associations for the Commonwealth of Kentucky for memorial purposes, and prescribing method of such proceedings.

S. B. 312. An Act to amend an Act creating the office of District Detective.

S. B. 145. An Act to repeal and reenact Section 3712 Kentucky Statutes, Carroll's Edition, of 1915 and 1918, relating to notaries public.

S. B. 283. An Act providing for the enforcement of contribution among wrong doers.

S. B. 212. An Act to repeal an Act of the General Assembly of 1887-1888 incorporating the Town of Eden, Martin county, Kentucky.

S. B. 364. An Act to amend and reenact Section 1941 of Carroll's Kentucky Statutes, 1922 Edition, as amended by Chapter 122 of the Acts of 1920, entitled ''An Act for the protection of game birds and game animals; fixing open and closed seasons for same; fixing the bag limit for birds and animals killed in open season, prohibiting the snaring of rabbits at any time and providing penalty for the violation of this Act.''

S. B. 166. An Act for the protection of Homing and Carrier Pigeons.

S. Res. 10. Joint Resolution recognizing John Fitch as the inventor of the first steamboat and the first person to

apply steam power to the purposes of navigation and recommending the teaching in public schools and other institutions of learning, maintained in whole or in part by the State of Kentucky, that John Fitch was the inventor of the first steamboat, and that he first applied steam power to the purposes of navigation.

S. Res. 21. Resolution designating the "York Trail."

H. B. 524. An Act to authorize the Governor to remove peace officers for neglect of duty, in pursuance of Section 227 of the Constitution; providing the procedure therefor, and for an appeal from the Executive Order of removal to the Court of Appeals; and repealing Chapter 49 of the Acts of the General Assembly 1924.

H. B. 556. An Act to amend an Act of the General Assembly of the Commonwealth of Kentucky, approved March 12, 1912, and being Section 4021a Kentucky Statutes, Carroll's, entitled: "An Act limiting the time in which the enforcement of tax titles and tax liens may be affected;" and to provide a limit of time in which tax liens may be enforced, and possession of, or title to, property sold for taxes may be recovered, and in which actions for quieting of title to lands sold for taxes and the cancellation of tax deeds may be maintained.

H. B. 603. An Act to provide for the execution and sale of Five Million Dollars ($5,000,000) of bonds of the Commonwealth for the benefit of the University of Kentucky, and the naming of seven commissioners in connection therewith.

H. B. 604. An Act to provide for the execution and sale of Four Million Dollars ($4,000,000) of bonds of the Commonwealth for the purpose of paying outstanding warrants of the Commonwealth and the interest accrued thereon.

H. B. 605. An Act to provide for the execution and sale of Five Million Dollars ($5,000,000) of bonds of the Commonwealth of Kentucky for the benefit of the Penal, Correctional and Charitable Institutions, and the naming of seven commissioners in connection therewith.

H. B. 588. An Act relating to revenue and taxation, and amending Section 1 and Section 6 of Chapter 116 of the Acts of the General Assembly of 1924; providing an annual tax upon property subject to taxation in this State, fixing the rate thereof, distributing said tax to various institutions and departments; providing for the assessment and collection of taxes on omitted intangible personal property, fixing the penalties and interests due thereon; defining "real estate" or "land," "personal property" and "agricultural lands;" and repealing existing statutes.

H. B. 508. An Act to amend and re-enact an act of the General Assembly of 1920 entitled: "An Act imposing a license tax on race tracks, at which races are run for purses or prizes, under the jurisdiction of the Kentucky State Racing Commission, and which license tax is in lieu of all other license, income, excise, special or franchise tax to the State of Kentucky, or any county, city, town, municipality or other political subdivision thereof," providing for a license tax on the operation of pari-mutual machines or other mechanical devices through, in, or by which money or other things of value are bet or wagered on the result of any horse race or races, or any other contest between man or beast, run or to be decided in this state; providing for license for the sale of any ticket, lot pool or other device upon the result of any horse race or races, or any other contest between man or beast, run or to be decided in this state.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles, viz.:

H. B. 463. An Act empowering any corporation, authorized by law to build, construct or maintain toll bridges, to acquire land and other property or material by contract, purchase, by condemnation proceedings or otherwise.

H. B. 589. An Act to amend and re-enact Section 743a-9 of Kentucky Statutes, Carroll's 1918 Edition, relating to the conditions to be complied with by mutual insurance companies before being licensed to transact business.

S. B. 309. An Act establishing a primary road system project to be known and designated as the "War Veterans Memorial Project."

H. B. 607. An Act relating to public roads and including in the Primary System, roads in counties of McCracken, Graves and Ballard.

H. B. 608. An Act creating a State road project.

H. B. 606. An Act creating and establishing as a part of the Primary Road System of the State Highways of the Commonwealth of Kentucky a road leading from Egner's Ferry in Marshall County via Briensburg and Palma to McCracken County line.

H. B. 544. An Act establishing a road from Russellville in Logan County, Kentucky, to Orondorff's Mill over the route known as the Orondorff's Mill Road, as the State Primary road and designating said project as Project ——.

H. B. 559. An Act to amend Chapter 260 of Acts of the General Assembly of the Commonwealth of Kentucky of the 1924 session, which relates to roads and highways.

H. B. 581. An Act to establish a new State Primary Road Project leading from near Bremen on State Project No. 10 to a point in Project No. 55 near the Muhlenberg and McLean County line.

H. B. 590. An Act to amend Chapter 200 of the General Assembly Acts of the Commonwealth of Kentucky, of the 1924 session, which relates to roads and highways.

Ordered that said bills be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles only.

Ordered that said bills be placed in the Orders of the Day.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 599. An Act to amend an Act entitled "An Act relating to the employees of the General Assembly," approved July 11, 1893, same being section 1991 of Carroll's Kentucky Statutes, Edition of 1915.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4 of an Act entitled: "An Act relating to the employees of the General Assembly," approved July

11, 1893, same being Section 1991 of Carroll's Kentucky Statutes, edition of 1915, be and the same is hereby amended by striking out the words, "that of the Cheif Clerk and the Assistant Clerk, Eight Dollars," and inserting in lieu thereof the words, "that of the Chief Clerk not less than Twenty-six Dollars, and that of the Assistant Clerk, Eight Dollars, so that said section, when amended, shall read as follows, namely:

All of said employees shall receive a per diem, which shall be in full for all services rendered by them and it shall be follows: That of the Clerk, not less than Twenty-six Dollars, and that of the Assistant Clerk, Eight Dollars; that of the Enrolling Clerk, Six Dollars; that of the Sergeant-at-Arms and Doorkeeper, Five Dollars; that of the Janitor, Four Dollars; that of the Cloak-room Keeper, Three Dollars; and that of the Pages, Two Dollars and Fifty Cents.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. G. Buckner	Mormon B. Daniel
Wm. J. Arvin	S. J. Bunger	J. R. Dorman
A. J. Baldridge	W. A. Carson	E. J. Doss
W. B. Belknap	C. B. Carver	James M. Durham
T. H. Benton	Lee Clark	D. E. Edwards
Shaler Berry	Lonnie Cooper	D. W. Fowler
C. H. Berryman	Fred H. Coots	Otto C. Gartin
W. P. Bowman	J. D. Cox	R. E. Glenn
Geo. A. Brown	W. J. Curtis	F. A. Gnau
F. W. Bryant	J. L. Cushing	Whitsett Hall
J. R. Buckman	C. L. Daly	Lawrence Harmon

C. W. Hawkins	Oscar Leibson	Geo. W. Potter
J. M. Hayse	W. W. Leslie	W. H. Pryor
Goebel B. Henson	Leon P. Lewis	R. R. Rogers
H. M. Holbrook	J. L. Manning	Philip J. Ryan
H. B. Holland	Joe Martin	M. G. Slusher
S. K. Holland	Shelby Martin	E. J. Snyder
Ira L. Horne	H. J. Meyers	Frank L. Strange
J. C. Hutcherson	J. S. Milliken	J. G. Swearengin
E. M. Johnson	T. R. Moore	Mac Swinford
Grover C. Johnson	B. T. Morris	J. L. Valandingham
W. W. Johnson	L. P. Murphy	Chiles Van Antwerp
D. C. Jones	Chas. N. McCarty	C. D. Vincent
Mrs. H. G. Jorris	J. L. McDavid	W. S. Wallen
W. O. Keller	W. J. McGill	T. B. Watts
J. R. Kelly	F. T. Nichols	
Thos. H. King	Smith Park	

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Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 138. An Act relating generally to insurance companies, other than life, and their agents, prescribing the powers and duties of the Insurance Commissioner in respect to statements from companies and applicants for agencies and in ascertaining the qualifications of agents and the issual of license to them; preventing rebating and discrimination and the division of commission by agents; defining certain conditions that agents shall not violate, and property that they shall not insure; prescribing what corporations may act as insurance agents; prohibiting evasions of law by agents; prescribing what agents shall keep an office in this state and

agents that shall be residents of this state; and repealing all laws and parts thereof in conflict with this act.

With a Committee Amendment thereto by way of Substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. In order that no person shall be licensed to act as an insurance agent who is not honest and of good character and qualified to render intelligent and efficient service to the insuring public, before a license is issued to any insurance agent the insurance company he is expected to represent shall file with the Insurance Commissioner a sworn statement signed by one of its chief officers, setting forth that it has made careful inquiry into the moral and business qualifications of the applicant, and has found that he is a person of intelligence and good moral and good business qualifications, and intends to establish in good faith an insurance agency for the purpose of carrying on that business, and that he is not applying for the license for the purpose of obtaining insurance only on the property of some particular persons or corporations, and that he is generally well qualified to render honest and efficient service to the insuring public and sufficiently will informed touching insurance law and all the conditions and terms of insurance policies to enable him to give intelligent information concerning the same to persons desiring insurance.

Attached to the initial application for every agent's license and in the discretion of the commissioner, application for renewal license, and in order that the Insurance Commissioner may be fully informed as to the fitness and qualifications of the applicant to render honest, intelligent and efficient service to the insuring public, the company shall file with the application on a form furnished by the Insurance Commis-

sioner a statement subscribed and sworn to by the applicant setting forth:

(1) Such information as the Insurance Commissioner may require concerning the moral and business qualifications of the applicant; his knowledge of the laws relating to insurance agents, and the terms and conditions of insurance policies, as will show that the agent is capable of giving advice to patrons concerning all terms and conditions in the policies that may affect their rights, and is acquainted with the laws relating to the duties and obligations of agents, and is capable of rendering honest and efficient service to the insuring public. If the Insurance Commissioner believes from the statement filed by the company or the applicant, or both, or by examination or investigation, that the agent is not qualified to render honest, intelligent and efficient service to the insuring public, he may for this reason alone decline to grant or renew the license applied for.

(2) That he will not rebate any part of the premiums or commissions or offer any valuable consideration as inducement to secure insurance other than that clearly expressed in the policy.

(3) That he will not make any condition for or relating to the insurance other than the premium and an agreement to render service in matters pertaining to insurance. That he intends to engage in good faith in the business of an insurance agent and is not securing the license for the purpose of insuring only the property of some particular persons or corporations or property in which he, or his family, is interested.

(4) That he will not directly or indirectly as a part of or in connection with any loan or advancement of money, make it a condition that the borrower shall take out insurance with him or with his agency, or in or through any insurance company represented by him or his agency.

(5) That he will not issue policies of insurance upon his own property or any interest therein, or property or interest therein that he has the custody, control, or management

of, in whole or in part as executor, administrator, curator, committee, guardian or trustee, or that he has a lien upon to secure the payment of money.

(6) That he will not, for the purpose of evading any of the provisions of this act, divide or distribute the commission or any part thereof derived from his agency with any person, firm or corporation, not licensed by this Commonwealth as agent to transact the same kind or class of insurance, provided that this section shall not prevent an agent of this Commonwealth from dividing his commission with a nonresident insurance broker licensed in Kentucky as such, or authorized insurance company, as to the insurance upon property owned by nonresidents, or upon property located outside of this state.

(7) That he will not do or authorize or permit any person or corporation to do for him anything that would be, or amount to, an evasion or that would work an evasion of any of the provisions of this act or other insurance laws of this state.

(8) That if the applicant is for a license as an agent for a stock fire insurance company he will establish that he is a bona fide resident of this Commonwealth.

(9) If any agent issues or signs policies, such statement shall also provide that he will maintain an office within the Commonwealth and keep therein at all times a complete permanent record of all policies issued for insurance placed by and through him and will not sign any policies in blank to be issued outside of his office.

(10) The statement shall also contain such other information as may be required by the Insurance Commissioner.

Nor shall any corporation or any person for its use of benefit or acting for it be granted a license to act as agent for any insurance company, foreign or domestic, doing business in this state, unless it is engaged exclusively in the business of conducting an insurance agency, nor shall any such corporation or person acting for it or its use or benefit, be

granted a license if it appears to the commissioner it was organizeed for the purpose of evading any of the provisions of this act, or the insurance laws of this state.

Such license shall not be issued until the proper fees have been paid and the Insurance Commissioner has satisfied himself that the applicant intends to engage in business with the intention of securing a substantial insurance business which shall be fixed, regular and uniform.

§ 2. If any sentence, clause or paragraph of this act shall be declared by the court to be unconstitutional, such holding shall not affect the validity of any other sentence, clause or paragraph herein.

§ 3. All acts and laws and parts thereof in conflict with, or inconsistent with this act or any part thereof, are hereby repealed to the extent of such conflict or inconsistency.

This act shall become a law at the time provided in the Constitution.

Said Substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. In order that no person shall be licensed to act as insurance agent who is not honest and of good character and qualified to render intelligent and efficient service to the insuring public, before a license is issued to any insurance agent the insurance company he is expected to represent shall file with the Insurance Commissioner a sworn statement signed by one of its chief officers, setting forth that it has made a careful inquiry into the business qualifications of the applicant, and has found that he is a person of intelligence and good business qualifications, and intends to establish in good faith an insurance agency for the purpose of carrying on that business, and that he is not applying for the license for the purpose of obtaining insurance only on the property of some particular persons or corporations, and that he is generally well qualified

to render honest and efficient service to the insuring public and sufficiently well informed touching the insurance law and all the conditions and terms of insurance policies to enable him to give intelligent information concerning the same to persons desiring insurance.

Attached to the initial application for every agent's license and in the discretion of the Commissioner, application for renewal license, and in order that the Insurance Commissioner may be fully informed as to the fitness and qualifications of the applicant to render honest, intelligent and efficient service to the insuring public, the company shall file with the application on form furnished by the Insurance Commissioner a statement subscribed and sworn to by the applicant setting forth:

(1) Such information as the Insurance Commissioner may require concerning the business qualifications of the applicant; his knowledgs of the laws relating to insurance agents, and the terms and conditions of insurance policies, as will show that the agent is capable of giving advice to patrons concerning all terms and conditions in the policies that may affect their rights, and is acquainted with the laws relating to the duties and obligations of agents, and is capable of rendering honest and efficient service to the insuring public. If the Insurance Commissioner believes from the statement filed by the company or the applicant, or both, or by examining or investigation, that the agent or applicant does not possess the qualifications required by this Act, he may decline to grant or renew the license applied for.

(2) That he will not rebate any part of the premiums or commissions or offer any valuable consideration as inducement to secure insurance other than that clearly expressed in the policy.

(3) That he will not make any condition for or relating to the insurance other than the premium and an agreement to render service in matters pertaining to insurance. That he intends to engage in good faith in the business of an insurance

agent and is not securing the license for the purpose of insuring only the property of some particular persons or corporations or property in which he, or his family, is interested.

(4) That he will not issue policies of insurance upon any property or any interest therein, of which he has custody, control, or management, in whole or in part as executor, administrator, curator, committee, guardian or trustee.

(5) That he will not, for the purpose of evading any of the provisions of this act, divide or distribute the commission, or any part thereof derived from his agency with any person, firm or corporation, not licensed by this Commonwealth as agent to transact the same kind or class of insurance, provided that this section shall not prevent an agent of this Commonwealth from dividing this commission with a non-resident insurance broker licensed in Kentucky as such, or authorized insurance company, as to the insurance upon property owned by non-residents, or upon property located outside of this State.

(6) That he will not do or authorize or permit any person or corporation to do for him anything that would be, or amount to, an evasion or that would work an evasion of any of the provisions of this act or other insurance laws of this State.

(7) That if the application is for a license as an agent for a stock fire insurance company he will establish that he is a bona fide resident of this Commonwealth.

(8) If any agent issues or signs policies, such statement shall also provide that he will maintain an office within the Commonwealth and keep therein at all times a complete permanent record of all policies issued for insurance placed by and through him and will not sign any policies in blank to be issued outside of his office.

(9) The statement shall also contain such other information as may be required by the Insurance Commissioner.

Nor shall any corporation or any person for its use of benefit or acting for it be granted a license to act as agent for any insurance company, foreign or domestic, doing business

in this State, unless it is engaged exclusively in the business of conducting an insurance agency, nor shall any such corporation or person acting for it or its uses or benefit, be granted a license if it appears to the Commissioner it was organized for the purpose of evading any of the provisions of this act, or the insurance laws of this State.

Such license shall not be issued until the proper fees have been paid and the Insurance Commissioner has satisfied himself that the applicant intends to engage in business with the intention of securing a substantial insurance business which shall be fixed, regular and uniform.

(10) An appeal may be taken to the Franklin Circuit Court from any order of the Insurance Commissioner refusing to grant or renew or revoke a license by the person affected by the order, by serving upon the Commissioner within twenty days after the entry of the order complained of, a written notice stating the grounds upon which a reversal of the order will be sought, and a demand in writing for a certified transcript of all papers and records on file in his office affecting or relating to such order, thereupon the Commissioner shall within five days after such notice and demand make, certify and deliver to the complainant the transcript requested upon the payment of the statutory fee therefor. The complainant shall within five days thereafter execute before the clerk of said court an appeal bond to the Commonwealth of Kentucky with good surety to be approved by the clerk conditioned that he will pay all costs that may be adjudged against him in said court or any court to which the case may be taken, and at the same time file the transcript of the record and a copy of the notice of appeal, thereupon the clerk upon the payment of the tax, shall file the record and style the proceedings in the name of the complainant as appellant against the Insurance Commissioner, as appellee and shall issue a summons the same as in civil cases against the Commissioner.

The case shall stand for trial at the nert term of court that convenes not less than ten days after the summons has

been served and shall be heard and disposed of as speedily as possible. On the hearing of the case the court shall only consider the evidence and matter contained in the transcript, upon which the appeal is taken. The appeal shall not suspend the operation of the order appealed from during the pendency of the appeal unless so ordered by the court. An appeal may be taken from the judgment of the Circuit Court to the Court of Appeals by either party, on the same terms and conditions as appeals are taken in civil actions. On the appeal of the complainant to the Court of Appeals, the order made by the Commissioner shall not be suspended unless the Circuit Court so orders, as it may do. If the Commissioner appeals to the Court of Appeals, the judgment of the Circuit Court shall not be suspended pending the appeal unless the Circuit Court so orders, as it may do. Providing that nothing in this section or paragraph shall prevent an applicant for license who has been refused one or an agent whose license has been revoked from resorting to the remedy of mandamus or injunction to obtain relief.

(11) It is expressly provided that no provision of this act shall apply to the agents representing mutual, reciprocal or cooperative insurance companies doing business in this state.

(12) If any sentence, clause or paragraph of this act shall be declared by the court to be unconstitutional, such holding shall not affect the validity of any other sentence, clause or paragraph herein.

(13) All acts and laws and parts thereof in conflict with or inconsistent with this act or any part hereof, are hereby repealed to the extent of such conflict or inconsistency.

This act shall become a law at the time provided in the Constitution.

Mr. Meyers offered the following amendment to said substitute, viz.:

Amend substitute for H. B. 138 by striking therefrom on page 2 of the printed bill all of lines 24 to 35 inclusive which portion so stricken begins with the word "such" in line 24 page 2 of the printed bill and ends with the word "for" in line 36, page 2 or said printed substitute bill.

Said amendment was agreed to.

Mr. Slusher moved that said bill lie on the table.

Said motion was agreed to.

And so said bill was rejected.

At the instance of th Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

S. B. 298. An Act to authorize the governing authority of any political party to determine the method of nominating its candidates for state, district, and county offices, including members of Congress and United States Senators.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonmonwealth of Kentucky:

§ 1. That the governing authority of any political party in this State or in any district or county, thereof, may determine whether the nominees of said party for offices including members of Congress and United States Senators may be selected in a party convention called and held under the practice and usage of such party or under the provisions of the State Primary Election Law.

§ 2. That the action of such governing authority of such party calling a nominating convention shall be certified to the Secretary of State, and as to the county elections, shall also be certified to the County Court Clerk at least seventy-five days before the date of holding the primary election under the State law, otherwise the nominations shall be made as provided in the State Primary Election Laws.

Mr. Daniels moved that said bill lie on the table.

Said motion was agreed to.

And so said bill was rejected.

The hour of twelve o'clock M. having arrived, the House recessed until one o'clock P. M.

The hour of one o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 312. An Act to repeal and re-enact, amend and extend Section 1309, Kentucky Statutes, Carroll's 1915 Edition, relating to carrying concealed upon or about one's person a deadly weapon other than an ordinary pocket knife. Requiring all owners of revolvers or pistols, except regular dealers engaged in the sale of the same to register ownership and transfer with county court clerk in the county of their residence. Fixing fees for registration and transfer to be paid by owner; appropriating a portion of fees to county common school purposes; providing for the confiscation and destruction of pistols and revolvers; making it unlawful for any one to sell or lend to a minor a pistol or revolver and fixing pen-

alties for violations thereof, and providing county judge may issue permits to carry concealed deadly weapons.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. If any person shall carry concealed upon or about his person a deadly weapon other than an ordinary pocket knife, he shall be confined in the penitentiary for a period of not less than one nor more than five years.

§ 2. All persons, except regular dealers engaged in the sale of firearms, now owning or who hereafter acquires or who sells or transfers to another any kind of pistol or revolver shall register with the clerk of the county court in the county of their residence in a book to be kept by the clerk for that purpose, under oath, the caliber, the manufacturer's name and serial number of the weapon and whether single or double action or automatic; the date of sale or transfer and from and to whom sold or transferred. If sold or transferred after registration as required above, the person making the sale or transfer shall notify the clerk and if sale or transfer is made in a county other than the one in which said pistol or revolver was previously registered, the clerk of the county of previous registration shall be notified immediately by the owner, of said sale or transfer, whereupon said clerk shall write on the margin of the original registration or transfer record, said fact.

§ 3. For the purpose of carrying out the provisions of this act all county court clerks in this Commonwealth shall procure and keep in their office a permanently bound book or record properly indexed and a separate page assigned to each person showing the date and other facts as required in Section 2 of this act and shall require all persons to verify and subscribe their names thereto.

§ 4. It shall be unlawful for any persons, firm or corporation to sell or lend to a minor a pistol or revolver.

§ 5. All pistols or revolvers taken by arresting officers from violators of this act shall be promptly delivered over to the sheriff of the county where the offense is committed, and the sheriff shall carefully preserve the same until final trial or disposition, and if the owner is found guilty, shall without compensation to the owner confiscate the same and in open court or publicly, completely break, destroy and render useless said pistol or revolver and shall within three days thereafter, certify said fact to the county court clerk of his county by affidavit, setting out the number, make, caliber and when destroyed. If said weapon so destroyed is registered in the clerk's office the clerk shall thereupon note on the margin of the record the fact that said weapon has been destroyed and the date thereof and the name of the sheriff destroying same.

§ 6. All persons registering the ownership or transfer of pistols or revolvers with the clerk as required by this act, shall pay to the clerk a fee of two dollars, fifty cents of which shall be retained by the clerk as full compensation for his services as required by this act and one and one-half dollars of which is hereby appropriated to and shall go into the common school fund of the county where the money is collected, and shall be used for school purposes as the county board of education or its successors shall direct. The clerk shall, on the first day of January of each year, pay over to the county school superintendent or his successors, except his fees, all money collected by him under this act.

§ 7. On motion of the county attorney the county judge may grant the following persons the lawful right to carry deadly weapons concealed upon or about their person: bank messengers and payroll clerks when actually engaged in their duties as such, and other persons whose work and duties are such as to require the use or protection of deadly weapons. For all such permits the county judge shall charge a fee of five dollars, one dollar of which shall be kept as compensation

for his services, and four dollars of which is hereby appropriated to, and shall go, into the common school fund of the county where the money is collected, and shall be used for school purposes, as the county board of education, or its successor, shall direct. The county judge shall, on the first day of January of each year, pay over to the county school superintendent, or his successors, except his fees, all money collected by him under the provisions of this act. In all such cases the county judge shall enter of record in office an order reciting all the facts regarding the issuance of any permit, and shall deliver to the person a written permission for a period of not to exceed one year and at the expiration of said permit, unless renewed, said person shall no longer be protected by the provisions of this section.

Nothing in this section or act shall in any way change, alter or affect the provisions of Section 1313 of the Kentucky Statutes, Carroll's Edition, 1915.

Any person violating any of the provisions of sections two, three, four, five and six of this act shall be deemed guilty of a misdemeanor and fined not less than $50.00 nor more than $100.00, or imprisoned in the county jail not less than ten nor more than forty days, or both, in the discretion of the court or jury trying the case.

All laws, or parts of laws in conflict herewith, to include Section 1309 of Kentucky Statutes, Carroll's 1915 Edition, are hereby repealed.

Mr. Jones offered the following amendment to said bill, viz.:

Amend H. B. 312 by striking out of lines 4, 5 and 6 of paragraph 7, the following words: "And other persons whose work and duties are such as to require the use or protection of deadly weapons," and inserting in lieu thereof the following: "and any person over twenty-one years of age of good moral characted upon filing with the County Judge a written

verified statement signed by at least two reputable citizens known to the County Judge attesting the good moral character of applicant."

Said amendment was agreed to.

Mr. Jones offered the following amendment to said bill, viz.:

Amend H. B. 312 by adding after the word "section" in line 19 of page 4, the following words: "for which said county judge shall charge and receive a fee of one dollar."

Said amendment was agreed to.

Mr. Jones offered the following amendment to the last above named amendment, viz.:

Amend H. B. 312 by adding after the word "dollar" in said amendment the following: "The County Judge may at any time for good cause in his discretion, revoke any permit granted by him."

Said amendment to the last named amendment was agreed to.

Mr. Jones offered the following amendment to said bill, viz.:

Amend H. B. 312 by striking out of line 1 in paragraph 7 of said bill the following words: "On motion of the county attorney."

Amend H. B. 312 by striking out of lines 6, 7, 8, 9, 10, 11, 12, 13 and 14 of paragraph 7, the words beginning with "for" in line 6 and to and including the word "act" in line 14.

Amend H. B. 412 in section 1, lines 3 and 4 of the printed bill by striking out the words "Penitentiary for a period of not less than one nor more than five years" and adding in lieu thereof the following "county jail for a period of not less than three (3) nor more than twelve (12) months, and a fine of not less than $50.00 nor more than $200.00 for the first offense and for the second offense he shall be confined in the State penitentiary for a period of one year."

Said amendments were each and severally agreed to.

Mr. Jones offered the following amendment to the last above named amendment, viz.:

Amend amendment to H. B. 312 by striking out the words "one year" and inserting in lieu thereof the words "not less than one nor more than five years."

Said amendment was agreed to.

Mr. McDavid offered the following amendment to said bill, viz.:

Amend H. B. 312 by adding to section 4, page 2, the following words, "or such cartridges, ammunitions or explosives as are used in such pistols or revolvers."

Amend H. B. 312 by adding to section 6, page 3, the following words and sentences "It shall be the duty of the clerks to issue to the persons so registering under this act a receipt showing the make and size of such pistol or revolver and the serial number of the same.

"It shall be unlawful for any retail dealer in such cartridges or explosives as affected by this act to sell, loan or give to any persons such cartridges or explosives without presenta-

tion by the purchaser his receipt from the clerk as provided for in this act as a guarantee that such purchaser has complied with the law."

Said amendments were each and severally agreed to.

Ordered that said bill be engrossed and read the third time.

The third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Wm. J. Arvin	C. W. Hawkins	Chas. N. McCarty
W. O. Bach	Goebel B. Henson	J. L. McDavid
A. J. Baldridge	H. M. Holbrook	Smith Park
J. H. Baughman	H. B. Holland	Jas. J. Peters
W. B. Belknap	S. K. Holland	Geo. W. Potter
T. H. Benton	Ira L. Horne	W. H. Pryor
C. H. Berryman	J. C. Hutcherson	Clint Raymer
W. P. Bowman	E. M. Johnson	R. R. Rogers
J. R. Buckman	Grover C. Johnson	Philip J. Ryan
W. G. Buckner	W. W. Johnson	C. W. Ryans
Fred H. Coots	D. C. Jones	Chas. L. Seale
J. L. Cushing	W. O. Keller	M. G. Slusher
C. L. Daly	J. R. Kelly	W. R. Smith
Mormon B. Daniel	Thos. H. King	E. J. Snyder
J. R. Dorman	Oscar Leibson	J. G. Swearengin
James M. Durham	W. W. Leslie	J. L. Valandingham
Otto C. Gartin	Leon P. Lewis	Chiles Van Antwerp
R. E. Glenn	J. L. Manning	C. D. Vincent
F. A. Gnau	J. S. Milliken	W. S. Wallen
Lawrence Harmon	T. R. Moore	T. B. Watts
J. F. Harrison	B. T. Morris	

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Those who voted in the negative were—

Lewis Allen	E. J. Doss	L. P. Murphy
Shaler Berry	D. E. Edwards	W. J. McGill
F. W. Bryant	D. W. Fowler	F. T. Nichols
S. J. Bunger	Whitsett Hall	Caleb Page
W. A. Carson	J. M. Hayse	J. J. Patterson
C. B. Carver	Mrs. H. G. Jorris	Frank L. Strange
J. D. Cox	Joe Martin	Mac Swinford

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 357. An Act relating to the construction of streets, alleys, public ways, sewers, or other public improvements in cities of the third class and providing that such cities may issue improvement warrants to contractors as the work progresses, providing for the payment of such warrants and for a lien on the local taxes levied for such improvement to secure the payment of such warrants and providing that the city shall not be personally liable thereon.

Mr. Glenn moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 301. An Act to amend Section 606 subsection 1, of the Civil Code of practice relating to the competency of witness.

With a Committee amendment thereto by way of substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 606, subsection 1 of the Civil Code of Practice be amended and re-enacted and when amended shall read as follows, towit:

"Neither a husband nor his wife shall testify while the marriage exists or afterwards concerning any communication between them during a marriage. Nor shall either of them testify against the other. Nor shall either of them testify for the other, except in an action for lost baggage or its value against a common carrier, an inn-keeper or a wrong doer and in such action either or both of them may testify; and, except in an action which might have been brought by or against the wife, is she had been unmarried, and in such actions either, but not both, of them may testify. And except that when a husband or wife is acting as agent for his or her consort, either of them may testify as to any matter connected with such an agency. And except in an action for divorce where the grounds relied upon are those provided by Section 2117, of Carroll's Kentucky Statutes, paragraphs 2, 3 and 4 as follows: "Habitually behaving towards her by the husband, for not less than six months, in such cruel and inhuman manner as to indicate a settled aversion to her, or to destroy permanently her peace or happiness. Such cruel beating or injury of the wife by the husband, as indicates an outrageous temper in him, or probable danger to her life, or great bodily injury from her remaining with him, or concealing from the other

party of any loathsome disease existing at the time of marriage or contracting such afterwards." And where the husband or wife is charged with the commission of crime in Chapter 19, page 70 of the Acts of 1922 as follows:

"The parent of any child or children residing in this Commonwealth who shall leave, desert or abandon said child or children under the age of sixteen years, leaving said child or children in destitute or indigent circumstances and without making proper provision for the board, clothing, education and proper care of said child or children in a manner suitable to the condition and station in life of said parent and said child or children, or any married man who shall leave, desert, or abandon his wife while pregnant by him leaving said wife in destitute or indigent circumstances and without making proper provisions for the board, clothing and proper care of said wife in a manner suitable to the condition and station in life of said married man and wife shall be guilty of felony and upon conviction thereof shall be punished by confinement in the penitentiary for not less than one year nor more than five years, in the discretion of the court or jury trying the case that either or both of them in such suit or prosecution testify."

§ 2. All acts and parts of acts in conflict herewith are hereby repealed.

Said substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That subsection (1) of Section 606 of the Civil Code of Practice, Carroll's Kentucky Code, be amended and re-enacted so that said subsection when so amended and re-enacted shall read as follows:

"Neither a husband nor his wife shall testify while the marriage exists or afterwards concerning any communication between them during a marriage. Nor shall either of them testify against the other. Nor shall either of them testify for

the other, except in an action for lost baggage or its value against a common carrier, inn-keeper or a wrong doer and in such action either or both of them may testify; and, except in an action which might have been brought by or against the wife, is she had been unmarried, and in such actions either, but not both, of them may testify. And except that when a husband or wife is acting as agent for his or her consort, either of them may testify as to any matter connected with such an agency. And except in an action for divorce where the grounds relied upon are those provided by section 2117, of Carroll's Kentucky Statutes, paragraphs 2, 3 and 4 as follows: 'Habitaually behaving towards her by the husband, for not less than six months, in such cruel and inhuman manner as to indicate a settled aversion to her, or to destroy permanently her peace or happiness. Such cruel beating on injury of the wife by the husband, as indicates an outrageous temper in him, or probable danger to her life, or great bodily injury from her remaining with him, or concealing from the other party of any loathsome disease existing at the time of marriage, or contracting such afterwards, that either or both of them may in such a suit testify.' And except where the husband or wife is charged with commission of crime under Chapter 19, page 70 of the Acts of 1922, as follows:

" 'The parent of any child or children residing in this Commonwealth who shall leave, desert or abandon said child or children under the age of sixteen years, leaving said child or children in destitute or indigent circumstances and without making proper provision for the board, clothing, education and proper care of said child or children in a manner suitable to the condition and station in life of said parent and said child and children, or any married may who shall leave, desert, or abandon his wife while pregnant by him leaving said wife in destitute or indigent circumstances and without making proper provisions for the board, clothing and proper care of said wife in a manner suitable to the condition and station in life of said married man and wife shall be guilty

of a felony and upon conviction thereof shall be punished by confinement in the penitentiary for not less than one year or more than five years in the discretion of the court or jury trying the case,' that either or both of them in such prosecution may testify. And except that in prosecutions for the crime or bigamy either the husband or wife may testify against the other.

"All acts and parts of acts in conflict herewith are hereby repealed."

Said Substitute, as offered by the Committee was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. A. Carson	F. A. Gnau
Wm. J. Arvin	Lonnie Cooper	Whitsett Hall
W. O. Bach	Fred H. Coots	Lawrence Harmon
A. J. Baldridge	J. D. Cox	J. F. Harrison
J. H. Baughman	W. J. Curtis	C. W. Hawkins
W. B. Belknap	J. L. Cushing	J. M. Hayse
T. H. Benton	Mormon B. Daniel	Goebel B. Henson
Shaler Berry	J. R. Dorman	H. M. Holbrook
W. P. Bowman	E. J. Doss	H. B. Holland
F. W. Bryant	D. E. Edwards	S. K. Holland
J. R. Buckman	D. W. Fowler	Ira L. Horne
W. G. Buckner	Otto C. Gartin	J. C. Hutcherson
S. J. Bunger	R. E. Glenn	E. M. Johnson

Grover C. Johnson	T. R. Moore	Philip J. Ryan
W. W. Johnson	B. J. Morris	C. W. Ryans
D. C. Jones	L. P. Murphy	Chas. L. Seale
Mrs. H. G. Jorris	Chas. N. McCarty	M. G. Slusher
W. O. Keller	J. L. McDavid	W. R. Smith
J. R. Kelly	F. T. Nichols	E. J. Snyder
Thos. H. King	Caleb Page	Frank L. Strange
Oscar Leibson	J. J. Patterson	J. G. Swearengin
W. W. Leslie	Jas. J. Peters	Mac Swinford
Leon P. Lewis	Geo. W. Potter	J. L. Valandingham
Joe Martin	W. H. Pryor	C. D. Vincent
Shelby Martin	Clint Raymer	W. S. Wallen
J. S. Milliken	R. R. Rogers	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 414. An Act making an appropriation for the purchase of 15 acres of land adjoining the burial place of President Zachary Taylor in Jefferson County, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby appropriated out of the Treasury of the Commonwealth of Kentucky the sum of twenty thousand ($20,000.00) dollars to be used for the purpose of pur-

chasing fifteen (15) acres of land adjoining the Zachary Taylor burial ground in Jefferson county, Kentucky, off the Brownsboro road.

§ 2. Whenever it shall appear to the Governor of Kentucky that a deed conveying the fee simple title of the fifteen (15) acre tract adjoining said memorial ground in Jefferson county from its present owners to the state of Kentucky so that the state of Kentucky shall have a fee simple title unincumbered in all respects throughout, he shall notify the Auditor of Public Accounts of the Commonwealth of Kentucky and that fact and thereupon said Auditor shall draw his warrant on the Treasury of the Commonwealth of Kentucky payable to such grantors of the said fifteen (15) acre tract, same to be used as the purchase price.

§ 3. Any portion of said appropriation which may remain unexpended after the completion of the conveyance of said tract of land, as herein provided, shall be returned the Treasury of the Commonwealth of Kentucky.

§ 5. The Governor is hereby authorized to appoint two reputable citizens and residents of the county of Jefferson as commissioners for the Commonwealth of Kentucky to convey on behalf of the Commonwealth of Kentucky to the Government of the United States all of the tract of land, which is purchased by this appropriation in fee simple for the use and benefit to the said government of the United States to be used in conjunction and as a part of the Zachary Taylor burial ground and as a Memorial Park.

§ 5. All laws and parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

A. J. Baldridge	W. W. Johnson	J. J. Patterson
W. B. Belknap	Mrs. H. G. Jorris	Philip J. Ryan
Shaler Berry	Thos. H. King	C. W. Ryans
C. H. Berryman	W. W. Leslie	J. G. Swearengin
W. P. Bowman	Leon P. Lewis	Mac Swinford
Fred H. Coots	J. L. Manning	J. L. Valandingham
D. W. Fowler	Joe Martin	Chiles Van Antwerp
Otto C. Gartin	Chas. N. McCarty	C. D. Vincent
F. A. Gnau	W. J. McGill	W. S. Wallen
J. F. Harrison	F. T. Nichols	T. B. Watts
J. M. Hayse	Caleb Page	

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Those who voted in the negative were—

Wm. J. Arvin	D. E. Edwards	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
J. H. Baughman	Whitsett Hall	B. T. Morris
T. H. Benton	Lawrence Harmon	L. P. Murphy
F. W. Bryant	C. W. Hawkins	J. L. McDavid
J. R. Buckman	Goebel B. Henson	Smith Park
S. J. Bunger	H. B. Holland	Jas. J. Peters
W. A. Carson	S. K. Holland	Geo. W. Potter
C. B. Carver	Ira L. Horne	W. H. Pryor
Lonnie Cooper	J. C. Hutcherson	Clint Raymer
J. D. Cox	E. M. Johnson	R. R. Rogers
J. L. Cushing	Grover C. Johnson	Chas. L. Seale
C. L. Daly	W. O. Keller	M. G. Slusher
Mormon B. Daniel	J. R. Kelly	W. R. Smith
E. J. Doss	Oscar Leibson	E. J. Snyder
James M. Durham	Shelby Martin	Frank L. Strange

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Mr. Glenn moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 224. An Act relating to dogs, the promotion of live stock industries and the protection of live stock and poultry from damage by dogs; providing for licensing of dogs, regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, providing for listing dogs by county assessor and penalty for his failure to so list; providing for the assessment of damages done by dogs, and payment thereof by the proper county to the owners of live stock and poultry, and of damages to licensed dogs; imposing powers and duties on certain state and county officers and providing penalties and fees.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That this act shall be known and may be cited as an act to promote and protect live stock industries in Kentucky.

§ 2. For the purpose of this act, the following terms shall have the following meaning respectively designated for each:

The term "live stock" shall include horses, stallions, colts, geldings, mares, sheep, rams, lambs, bulls, bullocks steers, heifers, cows, calves, mules, jacks, jennets, burrors, goats, kids and swine.

The term "poultry" shall include all domestic fowl.

The word "person" shall include state and local officers and employees, individuals, corporations, co-partnerships and

associations. Singular words shall include the plural. Masculine words shall include the feminine and neuter.

The word "owner" when applied to the proprietorship of a dog, shall include every person having a right of property in such dog, and every person who keeps or harbors such dog or has it in his care, and every person who permits such dog to remain on or about any premises occupied by him.

§ 3. The term "kennel" shall mean any establishment wherein or whereon dogs are kept for the purpose of breeding, sale or sporting purposes.

The term "police officer" shall mean any sheriff or his deputy or deputies or any one appointed by the sheriff in this Commonwealth, and whose duty it is to enforce this law.

§ 4. On or before the first day of January, Nineteen Hundred and Twenty-seven, and on or before the first day of each year thereafter, the owner of any dog shall apply to the county clerk or deputy county clerk, as hereinafter provided, of the county in which said owner resides, either orally or in writing, for a license for each such dog owned or kept by him. Such application shall state the breed, sex, age, color, and ear markings of such dog and shall be accompanied by a fee of one dollar ($1.00) for the first male dog for which license is applied by the owner, and by a fee of two dollars ($2.00) for the first female dog for which license is applied by the owner, and by a fee of two dollars ($2.00) for each male and a fee of four dollars ($4.00) for each female for which license is applied subsequent and in addition to the first male or female license, as above provided for.

§ 5. Such license shall be issued on a form prepared and supplied by the Commissioner of Agriculture to said county court clerk. Such license shall be dated and numbered, and shall bear the name of the county issuing it and a description of the dog licensed. All licenses shall be void on the first day of January of the following year. The Commissioner of Agriculture shall furnish the county court clerk of each county with each license, a metal tag. Such tag shall be affixed to a sub-

stantial collar. This collar shall be furnished by the owner, and with the tag attached shall at all times be kept on the dog for which the license is issued.

§ 6. The Commissioner of Agriculture shall prepare and furnish to the county court clerk to the owners of dogs when such owners shall pay the license fee for said dogs. Such tags shall be of metal and shall bear the name of county issuing it, and a serial number corresponding with the number on the license issued to said owner, as provided in the preceding section of this act. Such tags shall also have impressed thereon the calendar year for which such tag is issued and shall be equipped with a substantial metal fastening device. The general shape of said tags shall be changed from year to year. Said blank license and said metal tags shall be paid for by the county for which said license and tag are issued.

If any such tag is lost it shall be replaced without cost by the county court clerk, on application by the person to whom the original license was issued, and upon production of such license.

§ 7. Any deputy county clerk within county applying to the county court clerk, and having received and receipted for necessary blanks and tags, may issue such dog license and tags in like manner as prescribed by the issuance of licenses by the county court clerk and for so doing shall receive the same fee in the same manner as is provided for the county clerk in Section 15 hereof.

Within ten days after the issuance of any license by him he shall report same to the county clerk and turn over to him all receipts for licenses issued, whereupon the county court clerk shall make record of, and otherwise treat, said license as though it had been issued from his office, except that he shall also note upon his record the name of the deputy clerk issuing the license.

Every deputy clerk shall deliver the book or books from which he has issued licenses, together with the stubs therein properly filled out and showing the names of each licensee and

the number of the license issued to him, to the county clerk before the first day of January of each year.

§ 8. Any person becoming the owner, after the first day of January of any year, of any dog which has not already been licensed, shall forthwith apply for and secure a license for such dog in the same manner as the annual license is obtained under the provisions of this act.

§ 9. No license or license tag issued for one dog shall be transferable to another dog, except as provided in Sections 11 and 12 of this act. Whenever the ownership or possession of any dog is permanently transferred from one person to another within the same county, the license of such dog may be likewise transferred, upon notice to the county court clerk. This act does not require the procurement of a new license, or the transfer of a license already secured, when the possession of a dog is temporarily transferred for the purpose of hunting game, or for breeding, trial, or show, in this Commonwealth.

§ 10. Whenever any dog licensed in one county is permanently removed to another county, the county court clerk of the county where the license was issued shall, upon the application of the owner or keeper of such dog, certify such license to the county court clerk of the county to which the dog is removed. Such county court clerk shall thereupon, and upon the payment of a fee of 25c, issue a license and tag for such dog in the county to which it is removed.

This section does not apply to dogs used during the hunting season for hunting game, or temporarily for breeding, trial or show in the Commonwealth, nor for the transportation of dogs, for hunting, breeding, trial or show purposes, the home county license holding good for such purposes throughout the Commonwealth.

§ 11. Any person who keeps or operates a kennel may, in lieu of the license for each dog required by this act, apply to the county court clerk for a kennel license, entitling him to keep and operate such kennel. Such license shall be issued by

the county court clerk on a form prepared and supplied by the Commissioner of Agriculture to the county court clerk, and entitling the licensee to keep any number of dogs in it any time exceeding a certain number to be specified in the license. The fee to be paid for each kennel license shall be $10.00 for ten dogs or less, and $25.00 for more than ten dogs permitted to be kept under the kennel license. With each kennel license, the county court clerk shall issue a number of metal tags equal to the number of dogs authorized to be kept in the kennel. All such tags shall bear the name of the county issuing it, the number of the kennel license, and shall be readily distinguishable from the individual license tags for the same year.

§ 12. The licensee of a kennel shall, at all times, keep one of such tags attached to a collar on each dog kept by him under a kennel license. Such tags may be transferred from one dog to another within the kennel whenever any dog shall be removed from the kennel. No dog bearing a kennel tag shall be be permitted to stray or to be taken anywhere outside the limits of the kennel.

This section does not prohibit the taking of dogs having a kennel license outside the limits of the kennel temporarily and in leash, nor does it prohibit the taking of such dogs out of the kennel temporarily for the purpose of hunting, breeding, trial or show.

§ 13. Any person may bring or cause to be brought into the state, for a period of thirty days, one or more dogs for show, trial or breeding purposes.

§ 14. The county clerk shall keep a record of all dog licenses, and all kennel licenses, and all permits issued during the year. Such record shall contain the name and address of the person to whom each license or permit is issued. In the case of individual license, the record shall also state the breed, sex, age, color and markings of the dog licensed; and in case of a kennel license, it shall state the place where the business is conducted. The record shall be a public record and open to persons interested, during business hours. And, in addition

thereto, it shall be the duty of the county clerk to cause to be publish by precincts in one of the newspapers in his county, if there be such, by February fifteenth of each year, the owner's name, post office and number of dogs for which he has obtained a license.

Whenever the ownership or possession of any dog licensed under the provisions of this act is transferred from one person to another, except the temporary transfer of dogs for hunting purposes, or for breeding, trial or show, as provided in Section 9 of this act, such transfer shall be noted on the record of the county court clerk.

§ 15. Any accurate record of all license fees collected by the county court clerk, or paid over to him by any deputy clerk shall be kept in a book furnished by the Commissioner of Agriculture, as a matter of information; but all such funds shall be turned into the county funds for the payment of live stock or poultry killed or damaged by dogs, except as hereinafter provided. All moneys at present in the "dog fund" derived from taxation of dogs under the existing law, shall be turned into the said fund. All bills incurred under this act, or due at the time of the passage of this act, shall be paid out of the said fund. The said county court clerk or deputy shall receive 25c for each and every license issued by them respectively, to be paid only by said county fund, and shall be retained by the county court clerk or deputy as his fee for issuing said license.

§ 16. The assessor in each county of this Commonwealth shall annually, at the time of assessing property as required by law, make diligent inquiry as to the number of dogs owned, harbored, or kept by any person, and shall list them. The assessor shall receive 10c per dog for each dog listed by him, same to be paid out of said county fund.

The assessor shall annually, on or before the thirty-first of December, make a complete report to the county clerk and a duplicate report to the Commissioner of Agriculture, on a blank form furnished by the county court clerk, setting forth the name of every owner of any dog or dogs, whether licensed

or unlicensed, the license number of each licensed dog, how many of each sex, licensed or unlicensed, or by him owned or harbored, and if licensed kennel or unlicensed kennel is maintained by any person, such fact shall also be stated. It shall be the duty of the assessor, at the time of taking the list, to notify the owner of such dog or dogs, that he must obtain a license for same as provided for in this act; but the neglect or failure to so notify such owner, shall not relieve the owner from his duty to obtain such license.

§ 17. On or after the first day of January, 1927, it shall be unlawful for any person to own or keep any dog unless such dog is licensed by the county court clerk or deputy of the county in which the dog is kept; and unless such dog at all times wears a collar and tag provided for by this act, excepting such dogs as are temporarily brought into the state for breeding, trial or show purposes.

§ 18. It shall be the duty of the sheriff of the county or his deputy to seize and impound any dog or dogs which are found running at large and unaccompanied by its owner or keeper. It shall be the duty of the sheriff or deputy to seize and impound any dog, running at large which does not bear a proper license tag. Sheriff or deputy shall cause any dog bearing a proper license tag and so seized and impounded to be properly kept and fed, and shall cause immediate notice, either personal or by registered mail, to be given to the person from whom or from whose premises the dog was taken or in whose name the license was procured, or his agent to claim such dog, within ten days. And it shall be the duty of sheriff or deputy to go upon the premises of any person for the purpose of ascertaining if such person is the owner of or is harboring any licensed dog or dogs, and if such officer finds any unlicensed dog or dogs, the officer shall seize and impound said dog or dogs, as above provided, and he shall give notice as above provided.

§ 19. If, after ten days from the giving of such notice, such dog has not been claimed, such officer, whose duty it is to

enforce this act, shall dispose of such dog by sale, or by destruction in some humane manner. All moneys derived from the sale of such dog after deducting the expenses of its detention shall be paid to the county court clerk and by him, placed in the county live stock funds. For services under sections 18 or 19 of this act, such officers shall be paid the sum of $2.00 for impounding and detaining a licensed dog, and the sum of $1.00 for the killing of the dog. All expenses incurred under this act or the preceding section, and not otherwise provided for, shall be paid by the proper county.

§ 20. For failure to perform any duty under the provisions of this act, any officer shall be liable to a penalty of not less than five nor more than twenty dollars for each offense, which amount shall be deducted from any amount due such officer from the county at any settlement between such officer and the governing authorities, or if it appears that nothing be due, then to be collected as any other fine, and as provided by law.

§ 21. Any person may kill any dog which he sees in the act of pursuing, worrying or wounding any sheep or attacking human beings, whether or not such dog bears a license tag required by the provisions of this act. There shall be no liability on such person in damages or otherwise for such killing but, in any action or proceeding brought against him for such killing, the fact of such killing shall make a prima facie case against him and the burden of proof shall be upon him to show such dog was, at said time in the act of pursuing, worrying or wounding sheep or attacking human beings. It shall be unlawful for any person, not an officer, to kill by poison any dog not his own.

§ 22. It shall be unlawful for any person, except the owner or authorized agent, to remove any license tag from a dog collar, or to remove any collar with a license tag or name of the owner or address or number or identification mark attached thereto, from any dog. It shall be unlawful for

any person to harbor or permit to remain about his premises, any dog not having a license.

§ 23. It is unlawful for the owner or keeper of any female dog to permit such female dog to go beyond the premises of such owner or keeper at any time she is in heat, unless such female dog is held properly in leash.

§ 24. Any dog found or discovered off the premises of the owner unaccompanied by the owner may be picked up by the person so finding it and turned over to the sheriff or deputy sheriff for imponding, as provided in section 18 and 19 hereof.

§ 25. Whenever any person sustains any loss or damages to any live stock or poultry by dogs, or any live stock or any person is necessarily destroyed because of having been bitten by a dog, such person or his agent, or attorney, may complain to the county judge, or to any justice of the peace. Such complaint shall be in writing; shall be signed by the person making such complaint, and shall state when, where and how such damage was done, and by whose dog or dogs, if known. Such county judge, or justice of the peace, shall appoint two appraisers, whose duty it shall be to investigate and ascertain the amount of damages sustained. Said appraisers shall be a resident land owner of the county and not related to claimant by either blood or marriage. Said appraisers shall examine the place where the alleged loss of damage was sustained and the live stock or poultry injured or killed, and shall also examine under oath or affirmation any witness called before them. After making diligent inquiry in relation to such claim, said appraisers shall determine whether or not any damages have been sustained and the amount thereof, and if possible, who was the owner of the dog or dogs by which such damage was done, and shall forthwith make a written report of this investigation and findings to the county judge or justice of the peace appointing them.

Any owner or keeper of such dogs shall be liable to the county in which the damages occurred to such live stock or

poultry in a civil action, for all damages and costs, and the owner who suffers the loss shall be reimbursed out of said county in which said damages occurred.

§ 26. Upon making the examination required in section 25 of this act, the county judge or magistrate shall immediately make a certificate thereto, signed and sealed by him, that such appraisement was regularly and duly made. If, by such examination, it appears that any damage has been sustained by the claimant, the county judge, or justice of the peace shall deliver the report of such examination, and all papers relating to the case to the claimant or his agent or attorney, upon payment of the costs up to that time. Such reports shall be delivered to the county court clerks to be filed in their office.

§ 27. The county court clerk of the county receiving such report, if it appears thereby, that a certain amount of damage has been sustained by the county in favor of the claimant for the amount of loss or damage such claimant has sustained according to such report, together with the necessary proper costs incurred. Such amount shall be paid by the proper county. No person shall receive any order for any claim until the county judge, justice of the peace, before whom the claim was made, has certified that due diligence was made to ascertain whose dog or dogs did the damage and where the carcases of the live stock or poultry killed, and for which damages have been assessed, where located within twenty-four hours after the assessment of the damages.

§ 28. When any payment is made by the county for any live stock bitten by a dog, such payment shall not exceed $100.00 for each horse, or mule, $50.00 for each head of cattle, or $15.00 for each head of swine, or $15.00 for each head of grade sheep, or $10.00 for each head of grade lamb, or $25.00 for each head of registered sheep, or $15.00 for each head of registered or eligible to be registered lamb.

§ 29. Any valid claim or parts thereof for loss or damage to sheep, horses, mules, cattle, swine, shall have accrued under any general or local laws at any time prior to the pass-

age of this act, shall not abate by reason of the repeal of such general or local act, but shall be paid out of the same fund of the proper county.

All claims or parts thereof remaining unpaid for any reason at the close of any year shall not abate, but shall continue as claims until paid in full.

§ 30. It is unlawful for any person knowingly to make any false statement or to conceal any fact required to be disclosed under any provisions of this act.

§ 31. If any procedeings under this act, the burden of proof of the facts that a dog has been licensed, or has been imported for breeding, trial, or show purposes, shall be on the owner of such dog. Any dog not bearing a license tag shall prima facie be deemed to be unlicensed.

§ 32. The Commissioner of Agriculture, through its officers and agents is charged with the general enforcement of this act and shall have general supervision over the licensing and regulation of dogs and protection of live stock and poultry from damage by dogs in all counties of the Commonwealth. To this end, the Commissioner of Agriculture may employ all proper means for the enforcement of this act. Any other state department, bureau, or commission may, on request of the Commissioner of Agriculture assist in the enforcement of the provisions of this act. To that end, each county clerk shall on or before February first, 1927, and on the first day of each succeeding month, draw his warrant on the county reasurer of this county in favor of the Commissioner of Agriculture for a sum equal to five per cent of the amount received for said licenses during the preceding month, and said amount so received by him shall be used and employed by the commission for the purpose herein set forth.

§ 33. Any person other than an officer violating or failing or refusing to comply with, any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction, shall be adjudged to pay a fine of not exceeding $100.00, or to undergo an imprisonment of not exceeding three

months, or both, at the discretion of the court. All fines collected under the provisions of this act, shall, be forthwith paid to the treasurer of the proper county, and credited after the payment of such commissions as officers be enttiled to under the law, to live stock fund.

§ 34. This act is intended as a complete and uniform system throughout the Commonwealth for the licensing of dogs and the protection of live stock and poultry from injury by dogs; but nothing in this act shall interfere with any law for the protection and preservation of game. Except where such acts or parts of acts are specifically repealed, this act does not repeal or affect any acts or parts of acts relating to mad dogs or dogs afflicted with any disease.

§ 35. Nothing in this act shall be construed to prevent the owner of a dog from recovery by action at law, the value of any dog which has been illegally killed by any officer, farmer, stockman or other person within this Commonwealth, from said officer, farmer, stockman or other person. In case such officer or other person fails to pay the value of such dog so killed, the same shall be paid by the proper county. Said value of said dog to be ascertained in the same manner and form as provided in section 25 of this act for assessing the damages done to live stock by dogs. But, in case the amount so assessed, which amount shall be the reasonable value of said dog, shall come to be paid by the said county, the amount so paid shall not exceed $25.00 per dog. The officer, farmer, stockman or other person so illegally killing or injuring any dog within this Commonwealth, shall be liable to the owner thereof for the reasonable value thereof which may be recovered by an action at law and the fact of killing or injuring shall make a prima facie case against such person so killing or injuring except as against any officer but, as against an officer, the burden shall be upon the plaintiff to establish illegal killing or injuring.

Nothing in this act shall be so construed to prevent the killing by an officer of a dog caught chasing a deer at any time

of the year, on either public or private lands, or to prevent the killing of dogs by any person empowered to enforce the game laws of this Commonwealth when said dogs are caught pursuing game during the closed season for the training of dogs on such game providing said dogs are not under the reasonable control or reasonably accompanied by their owner or keeper and also providing that said dogs shall have first been impounded and legal notice has previously been given said owner or keeper, as required by the game laws of this Commonwealth.

§ 36. In the event that any one or more of the provisions of this act should be decided to be uncontstituional, the court's decision holding same unconstitutional shall not affect the validity of the remaining provisions of this act, it being the intention of the legislature that the provisions of this act are severable.

The county court clerk shall annually on or before February first of each year, make an annual report to the Commissioner of Agriculture of all licenses issued, the amount collected, number killed, and kind of live stock, amount paid for same, the amount collected on fines, amount paid out and for what, and in fact, a general report covering the enforcement of this act and any other information requested by the Commissioner of Agriculture.

The Commissioner of Agriculture shall, on or before January first, 1927, and on or before the first day of January of each year thereafter, furnish the county court clerk of each county in this Commonwealth, with the necessary blank licenses, metal tags and records, as provided for in this act.

§ 37. All moneys collected by the various county clerks in this Commonwealth under the provisions of this act shall, after deducting the amounts paid out for loss, damages, compensation and other expenses necessary for the enforcement of this act, revert to the school fund of the county.

§ 38. The provisions of this act, so far as they are the same as those of existing laws, shall be construed as a contin-

uation of such laws and not as new enactments. The repeal by this act of any provision of law in conflict with it shall not revive any law heretofore repealed or superseded; nor shall such repeal affect any act done, liability incurred, nor any right accrued or vested, nor affect, abate or prevent and suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under authority of such repealed laws.

Mr. McGill offered the following amendment to said bill, viz.:

AMENDMENT TO HOUSE BILL NO. 224.

Amend House Bill 224, by striking Sections 4, 5, and 6 all language after said numbers and inserting in lieu thereof the following:

On or before the 1st day of January, 1927, and on or before the first day of each year thereafter the owner of any dog shall cause said dog to be registered in the county clerk's office of the county in which said owner resides, stating the name, breed, sex, age, color and markings of such dog, and the name and address of the last previous owner, and the same shall be kept of record in a book provided and kept for that purpose in said office. The dogs of each county shall be numbered consecutively as registered on said record book and for each dog registered the county clerk shall be allowed by the fiscal court, out of the "live stock fund," a fee of 15c.

The owner of every dog shall pay annually a license tax thereon of $1.00 for the first male dog and a fee of $2.00 for the first female dog and a fee of $2.00 for each male and fee of $4.00 for each female which is registered subsequent and in addition to the first male or female licensed as above provided for. The first assessment under this act shall be made as of the 1st day of July, 1926, and of the 1st day of July of each succeeding year for the ensuing calendar year. Said li-

cense tax shall be due and collectable as other taxes, and collected by the sheriff and paid to the treasurer of the county. But the sheriff of the county shall keep such license tax on dogs separate from other funds and said treasurer shall keep such taxes in a separate fund, to be known as "the live stock fund." The amount collected by license tax on dogs shall be used to indemnify losses by the killing or injuring of live stock and poultry and for collecting the same the sheriff shall receive from said fund the same commission as on county taxes.

The Commissioner of Agriculture shall furnish the county clerk of this State on or before the twentieth day of June, one thousand and nine hundred and twenty-six, and thereafter on application of said clerk, a registration on record book in suitable form, and suitable metal tags sufficient in number for free delivery of a tag to owner of each dog registered. Such tags shall be of metal and shall bear the registry number of each dog and the name of the county issuing it, and said record book and tags shall be paid for and allowed by the fiscal court out of the live stock fund of each county wherein used. Such tags shall be affixed to a substantial collar to be furnished by the owner of the dog, and after registration shall at all times, during the life of the dog, be kept on the dog. If any such tag is lost it shall be replaced by the county clerk upon application and payment by the owner of a fee of twenty-five cents, and said tags shall be first paid for by the fiscal court .

Each year every dog shall be listed for taxation as herein provided, either by the owner or by the county tax commissioner in the name of the owner, without fixing any valuation thereto; provided the owner may if he so desires affix any value thereto he wishes. The State Tax Commission shall provide blank spaces in the tax commissioner's books and schedules, and the tax commissioner, in listing a dog, shall enter a description upon the schedule, stating the breed, sex, age, color, markings and name, if any. It shall be the duty

of tax commissioners and sheriffs of each county to report to their respective county clerk all registered dogs in the county and he shall add the same to his record book list, giving the name and address of the owner.

Mr. Manning moved that said amendment lie on the table.

Said motion was agreed to.

Mr. Rogers moved that the vote by which the House agreed that said amendment should lie on the table, be reconsidered.

Said motion was disagreed to.

And so said bill was rejected.

Mr. Glenn moved that when this House adjourn today, it adjourn to meet again on Tuesday, March 16, at ten o'clock A. M.

Said motion was agreed to.

At the instance of the Committee on Rules the following bills were introduced, ordered printed and referred, as follows, viz.:

By Mr. Daly:

H. B. 616. An Act to establish a new state primary road project to be known as Project No. ——, beginning at Maysville, Mason County, and extending to Flemingsburg in Fleming County.

By Mr. S. K. Holland.

H. B. 617. An Act amending and re-enacting Section 4399a-5, Carroll's Kentucky Statutes, 1915 Edition.

By Mr. Lewis:

H. B. 618. An Act relating to motor vehicles; providing for the registration and licensing of motor vehicles; and amending and re-enacting subsection (b) of Section 18 of Chapter 90 of the Acts of the General Assembly of 1920, approved March 23, 1920, and repealing existing statutes.

By Mr. Belknap:

H. B. 619. An Act to provide for a progressive tax on transfers or direct and collateral inheritances; and to amend subsection 2 and Section 8 of Chapter 111 of the Acts of the General Assembly of 1924, and repealing existing statutes.

To Committee on Rules.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 545. An Act relating to revenue and taxation in counties, cities, towns and other municipal corporations providing that no county, city, town or other municipal corporation shall impose a license, excise or privilege tax upon any person, firm or corporation for the privilege of operating motor vehicles.

Mr. Gnau moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

Mr. H. B. Holland of the Committee on Enrollment reported that they had examined and found to be correctly enrolled, a bill and resolution which originated in the Senate, of the following titles, viz.:

S. Res. 23. Joint Resolution, relating to the Clinchfield Railway Lease, Finance Docket 5322 of the Interstate Commerce Commission Washington, D. C.

H. B. 216. An Act relating to State Normal Schools and Teacher's Colleges; providing for the granting of teachers' certificates upon credentials; empowering Boards of Regents of State Normal Schools to confer certificates and degrees; repealing, amending and re-enacting subsection (g) Chapter 55, and Section 10 of Chapter 55 and Section 10, Chapter 60, Acts of the General Assembly, 1924.

Thereupon all other business was suspended, said bill and resolution were read at length and compared in open session and found to be correctly enrolled.

Thereupon the Speaker, in open session and in the presence of the House, affixed his signature thereto.

Ordered that said bill and resolution be delivered to the Enrolling Clerk of the Senate.

At the instance of the Committee on Rules, the House took up from the Orders of the Day a bill entitled:

H. B. 18. An Act to amend section five of Chapter 17 of the Acts of the General Assembly of 1920, which is now Section 4356t-5 of 1922 Edition of Carroll's Statutes, relating to roads and bridges.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section five of chapter 17 of the Acts of the General Assembly of 1920, which is now Section 4356t-5 of Kentucky Statutes by Hon. John D. Carroll, 1922 Edition, be amended by adding thereto the following projects:

(1) A project beginning at a point in Project No. 47, known as the Midland Trail, at a point east of Bannie Tabor's store in Carter County, and going by way of the Carter Caves to a point in the Olive Hill-Fullerton Road, being Project No. 47A on Buffalo, at or above Carter City, to be known as Project No. 47C, of the primary Road System of Kentucky.

(2) A project beginning at a point near County X Roads in Carter County, on the Midland Trail, Project No. 47, and going by way of Graham to a point in the road from London to Greenup, being Project No. 28, and to be known and designated as Project No. 47D of the Primary Road System of Kentucky.

§ 2. That the construction, maintenance, supervision and control of said roads shall be subject to all the terms and conditions of the Primary Road System of State Highways as set out in Chapter 17 of the Acts of the General Assembly of 1920.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the voted by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. No. 20. An Act to amend Section 5 of Chapter 17 of the acts of the General Assembly of 1920, which is now Section 4356t-5 of 1922 Edition of Carroll's Statutes relating to roads and bridges.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section five of Chapter 17 of the Acts of the General Assembly of 1920 which is now section 4356t-5 of Kentucky Statutes, by Hon. John D. Carroll, 1922 Edition, be amended by adding thereto the following project:

(1) A project beginning at a point in Project No. 47 known as the Midland Trail, near Olive Hill in Carter County, and going by way of Limestone, Lawton, Enterprise, Soldier and Haldeman, intersecting with Project No. 47 at or near Hays Siding in Rowan County, to be known as Project No. 47E of the primary road system of Kentucky.

(2) That the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions of the primary road system of State Highways as set forth in Chapter 17 of the Acts of the General Assembly of 1920.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 26. An Act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of highways of this Commonwealth the following route, to-wit: From Prestonsburg in Floyd County, Kentucky, by way of Big Sandy River, Brandy Key Branch, Johns Creek, so as to intercept with State highway running from Pikeville, Kentucky, to Williamstown, W. Va.

§ 2. The route thus established to be designted as Project No. ——, and to be entitled to and receive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. P. Bowman	Fred H. Coots
Wm. J. Arvin	F. W. Bryant	J. D. Cox
W. O. Bach	J. R. Buckman	W. J. Curtis
A. J. Baldridge	S. J. Bunger	J. L. Cushing
J. H. Baughman	W. A. Carson	C. L. Daly
W. B. Belknap	C. B. Carver	Mormon B. Daniel
T. H. Benton	Lee Clark	J. R. Dorman
C. H. Berryman	Lonnie Cooper	E. J. Doss

James M. Durham	Mrs. H. G. Jorris	Caleb Page
D. E. Edwards	W. O. Keller	J. J. Patterson
D. W. Fowler	J. R. Kelly	Geo. W. Potter
Otto C. Gartin	Thos. H. King	W. H. Pryor
R. E. Glenn	Oscar Leibson	Clint Raymer
F. A. Gnau	W. W. Leslie	Philip J. Ryan
Whitsett Hall	Leon P. Lewis	C. W. Ryans
Lawrence Harmon	J. L. Manning	Chas. L. Seale
J. F. Harrison	Joe Martin	M. G. Slusher
C. W. Hawkins	Shelby Martin	W. R. Smith
Goebel B. Henson	H. J. Meyers	E. J. Snyder
H. B. Holland	J. S. Milliken	Frank L. Strange
S. K. Holland	T. R. Moore	J. G. Swearengin
Ira L. Horne	B. T. Morris	Mac Swinford
J. C. Hutcherson	L. P. Murphy	Chiles Van Antwerp
E. M. Johnson	Chas. N. McCarty	C. D. Vincent
Grover C. Johnson	J. L. McDavid	W. S. Wallen
W. W. Johnson	F. T. Nichols	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 27. An Act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of highways in this Commonwealth the following route, to-wit: From the City of Prestonsburg in Floyd County, Kentucky, up Middle Creek to the Forks thereof; thence up the right hand fork of the said Middle Creek to the Town of Iviton in Magoffin County, Kentucky, and thence by way of Burning Springs Fork of Licking River to Salyersville, Magoffin County, Kentucky.

§ 2. The route as thus established to be designated as Project No. ——, and to be entitled to and recive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said biil in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. R. Buckman	C. L. Daly
Wm. J. Arvin	S. J. Bunger	Mormon B. Daniel
W. O. Bach	W. A. Carson	J. R. Dorman
A. J. Baldridge	C. B. Carver	E. J. Doss
J. H. Baughman	Lee Clark	James M. Durham
W. B. Belknap	Lonnie Cooper	D. E. Edwards
T. H. Benton	Fred H. Coots	D. W. Fowler
C. H. Berryman	J. D. Cox	Otto C. Gartin
W. P. Bowman	W. J. Curtis	R. E. Glenn
F. W. Bryant	J. L. Cushing	F. A. Gnau

Whitsett Hall	Oscar Leibson	Geo. W. Potter
Lawrence Harmon	W. W. Leslie	W. H. Pryor
J. F. Harrison	Leon P. Lewis	Clint Raymer
C. W. Hawkins	J. L. Manning	Philip J. Ryan
Goebel B. Henson	Joe Martin	C. W. Ryans
H. B. Holland	Shelby Martin	Chas. L. Seale
S. K. Holland	H. J. Meyers	M. G. Slusher
Ira L. Horne	J. S. Milliken	W. R. Smith
J. C. Hutcherson	T. R. Moore	E. J. Snyder
E. M. Johnson	B. T. Morris	Frank L. Strange
Grover C. Johnson	L. P. Murphy	J. G. Swearengin
W. W. Johnson	Chas. N. McCarty	Mac Swinford
Mrs. H. G. Jorris	J. L. McDavid	Chiles Van Antwerp
W. O. Keller	F. T. Nichols	C. D. Vincent
J. R. Kelly	Caleb Page	W. S. Wallen
Thos. H. King	J. J. Patterson	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 28. An Act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways:

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of highways in this Commonwealth the following

route, to-wit: From the Town of Martin at the Forks of Beaver Creek, in Floyd County, Kentucky, up Left Beaver and by way of the Town of Wheelright in said Floyd County to the Town of Fleming in Letcher County, Kentucky.

§ 2. The route as thus established to be designated as Project No. ——, and further to be designated and known as "Haymond Highway" and to be entitled to and receive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. D. Cox	Goebel B. Henson
Wm. J. Arvin	W. J. Curtis	H. B. Holland
W. O. Bach	J. L. Cushing	S. K. Holland
A. J. Baldridge	C. L. Daly	Ira L. Horne
J. H. Baughman	Mormon B. Daniel	J. C. Hutcherson
W. B. Belknap	J. R. Dorman	E. M. Johnson
T. H. Benton	E. J. Doss	Grover C. Johnson
C. H. Berryman	James M. Durham	W. W. Johnson
W. P. Bowman	D. E. Edwards	Mrs. H. G. Jorris
F. W. Bryant	D. W. Fowler	W. O. Keller
J. R. Buckman	Otto C. Gartin	J. R. Kelly
S. J. Bunger	R. E. Glenn	Thos. H. King
W. A. Carson	F. A. Gnau	Oscar Leibson
C. B. Carver	Whitsett Hall	W. W. Leslie
Lee Clark	Lawrence Harmon	Leon P. Lewis
Lonnie Cooper	J. F. Harrison	J. L. Manning
Fred H. Coots	C. W. Hawkins	Joe Martin

Shelby Martin	Caleb Page	W. R. Smith
H. J. Meyers	J. J. Patterson	E. J. Snyder
J. S. Milliken	Geo. W. Potter	Frank L. Strange
T. R. Moore	W. H. Pryor	J. G. Swearengin
B. T. Morris	Clint Raymer	Mac Swinford
L. P. Murphy	Philip J. Ryan	Chiles Van Antwerp
Chas. N. McCarty	C. W. Ryans	C. D. Vincent
J. L. McDavid	Chas. L. Seale	W. S. Wallen
F. T. Nichols	M. G. Slusher	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 62. An Act to amend Section 5 of Chapter 17 of the Acts of the General Assembly of 1920, which is Section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing Project No. 3-a as a part of the primary system of state highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 5 of Chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, all be and the same are hereby amended so as to create and establish as a part of the primary system of state highways Project

No. 3-a, beginning at Bloomfield, Kentucky, on Project No. 18, and extending through Fairfield, Kentucky, to Project No. 2, near East Fork bridge, on said last named project a distance of about eleven miles.

So that said Project No. 3-a be and the same is hereby created and established as follows:

Project No. 3-a from Bloomfield, via Fairfield to a point of intersection with Project No. 3, near East Fork bridge, on said last named highway.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. D. Cox	Goebel B. Henson
Wm. J. Arvin	W. J. Curtis	H. B. Holland
W. O. Bach	J. L. Cushing	S. K. Holland
A. J. Baldridge	C. L. Daly	Ira L. Horne
J. H. Baughman	Mormon B. Daniel	J. C. Hutcherson
W. B. Belknap	J. R. Dorman	E. M. Johnson
T. H. Benton	E. J. Doss	Grover C. Johnson
C. H. Berryman	James M. Durham	W. W. Johnson
W. P. Bowman	D. E. Edwards	Mrs. H. G. Jorris
F. W. Bryant	D. W. Fowler	W. O. Keller
J. R. Buckman	Otto C. Gartin	J. R. Kelly
S. J. Bunger	R. E. Glenn	Thos. H. King
W. A. Carson	F. A. Gnau	Oscar Leibson
C. B. Carver	Whitsett Hall	W. W. Leslie
Lee Clark	Lawrence Harmon	Leon P. Lewis
Lonnie Cooper	J. F. Harrison	J. L. Manning
Fred H. Coots	C. W. Hawkins	Joe Martin

Shelby Martin	Caleb Page	W. R. Smith
H. J. Meyers	J. J. Patterson	E. J. Snyder
J. S. Milliken	Geo. W. Potter	Frank L. Strange
T. R. Moore	W. H. Pryor	J. G. Swearengin
B. T. Morris	Clint Raymer	Mac Swinford
L. P. Murphy	Philip J. Ryan	Chiles Van Antwerp
Chas. N. McCarty	C. W. Ryans	C. D. Vincent
J. L. McDavid	Chas. L. Seale	W. S. Wallen
F. T. Nichols	M. G. Slusher	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 84. An Act relating to roads and bridges and establishing a new project to be a part of the new Primary Road System from Campbellsville to Liberty, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Campbellsville, county seat of Taylor County, Kentucky, to Liberty, county seat of Casey County, Kentucky, via Elkhorn, in Taylor County, via of Casey's Creek, in Adair County, and Clementsville, in Casey County, be and the same is hereby established and added to the Primary System of State Roads and Highways to be known as Project No. ——.

§ 2. The construction, maintenance, supervision and control of said project shall be subject to all the terms and conditions set out and provided for in Chapter 17 of the Acts of 1920, establishing and creating a Primary System of State Roads.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Mormon B. Daniel	Mrs. H. G. Jorris
Wm. J. Arvin	J. R. Dorman	W. O. Keller
W. O. Bach	E. J. Doss	J. R. Kelly
A. J. Baldridge	James M. Durham	Thos. H. King
J. H. Baughman	D. E. Edwards	Oscar Leibson
W. B. Belknap	D. W. Fowler	W. W. Leslie
T. H. Benton	Otto C. Gartin	Leon P. Lewis
C. H. Berryman	R. E. Glenn	J. L. Manning
W. P. Bowman	F. A. Gnau	Joe Martin
F. W. Bryant	Whitsett Hall	Shelby Martin
J R. Buckman	Lawrence Harmon	H. J. Meyers
S. J. Bunger	J. F. Harrison	J. S. Milliken
W. A. Carson	C. W. Hawkins	T. R. Moore
C. B. Carver	Goebel B. Henson	B. T. Morris
Lee Clark	H. B. Holland	L. P. Murphy
Lonnie Cooper	S. K. Holland	Chas. N. McCarty
Fred H. Coots	Ira L. Horne	J. L. McDavid
J. D. Cox	J. C. Hutcherson	F. T. Nichols
W. J. Curtis	E. M. Johnson	Caleb Page
J. L. Cushing	Grover C. Johnson	J. J. Patterson
C. L. Daly	W. W. Johnson	Geo. W. Potter

W. H. Pryor	M. G. Slusher	Mac Swinford
Clint Raymer	W. R. Smith	Chiles Van Antwerp
Philip J. Ryan	E. J. Snyder	C. D. Vincent
C. W. Ryans	Frank L. Strange	W. S. Wallen
Chas. L. Seale	J. G. Swearengin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. No. 116. An Act to amend Chapter 214 of the Acts of the 1924 session of the General Assembly entitled "An act to amend Project No. 8 of Chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and road projects."

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Project No. 8 as contained in Chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, and as amended by Chapter 214 of the Acts of the General Assembly of 1924, be amended by adding thereto the words, "And also from Barlow to a point on the Ohio River immediately opposite the town of Mound City, Illinois, or as near thereto as practicable," so that said Project No. 8 after being so amended will read:

Project No. 8. From Louisville to Wicklice, via West Point, Tiptop, Brandenburg, Hardinsville, Hawesville, Owensboro, Henderson, Morganfield, Marion, Smithland, to Paducah, thence to Kevil, to La Center to Barlow and on to Wickliffe, and also from Barlow to a point on the Ohio River immediately opposite the town of Mound City, Illinois, or as near thereto as practicable.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. L. Daly	Grover C. Johnson
Wm. J. Arvin	Mormon B. Daniel	W. W. Johnson
W. O. Bach	J. R. Dorman	Mrs. H. G. Jorris
A. J. Baldridge	E. J. Doss	W. O. Keller
J. H. Baughman	James M. Durham	J. R. Kelly
W. B. Belknap	D. E. Edwards	Thos. H. King
T. H. Benton	D. W. Fowler	Oscar Leibson
C. H. Berryman	Otto C. Gartin	W. W. Leslie
W. P. Bowman	R. E. Glenn	Leon P. Lewis
F. W. Bryant	F. A. Gnau	J. L. Manning
J. R. Buckman	Whitsett Hall	Joe Martin
S. J. Bunger	Lawrence Harmon	Shelby Martin
W. A. Carson	J. F. Harrison	H. J. Meyers
C. B. Carver	C. W. Hawkins	J. S. Milliken
Lee Clark	Goebel B. Henson	T. R. Moore
Lonnie Cooper	H. B. Holland	B. T. Morris
Fred H. Coots	S. K. Holland	L. P. Murphy
J. D. Cox	Ira L. Horne	Chas. N. McCarty
W. J. Curtis	J. C. Hutcherson	J. L. McDavid
J. L. Cushing	E. M. Johnson	F. T. Nichols

Caleb Page	C. W. Ryans	J. G. Swearengin
J. J. Patterson	Chas. L. Seale	Mac Swinford
Geo. W. Potter	M. G. Slusher	Chiles Van Antwerp
W. H. Pryor	W. R. Smith	C. D. Vincent
Clint Raymer	E. J. Snyder	W. S. Wallen
Philip J. Ryan	Frank L. Strange	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 129. An Act relating to roads and highways and describing and fixing the projects to be added to the Primary System of Roads and Highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of highways in this Commonwealth the following route, to-wit: From the depot in Whitehouse, Johnson County, Kentucky, going up Lick Creek a distance of two or two and a half miles to the head of Lick Creek, intersecting with the Garrett State Highway.

§ 2. The route thus established to be designated as Project No. ——, and to be entitled to and receive all the benefits of such laws as are now, or may be hereafter, affected with relation to the Primary System.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 131. An Act to establish a road from mouth of Caney Creek, Knott County, Kentucky, to State Project No. 4, in Letcher County, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of the State Highway of the Commonwealth of Kentucky, a road, beginning on Project No.——, at mouth of Caney Creek, in Knott County, Kentucky, and thence up right fork of Beaver Creek to the head thereof, and thence to Rockhouse Creek, in Letcher County, so as to connect with State Project No. 4, and to be known as Project No.———

§ 2. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from Orders of the Day a bill entitled:

H. B. 132. An Act to establish a road from Hindman, Kentucky, to the mouth of Breeding Creek, in Knott County, Kentucky, and to be known as Project No.———

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of State Highways of the Commonwealth of Kentucky, a road beginning on project number 28 at Hindman, Kentucky, and thence to the mouth of Breeding Creek, to intersect with project number four. Said road to be known as project number ———

§ 2. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	F. W. Bryant	W. J. Curtis
Wm. J. Arvin	J. R. Buckman	J. L. Cushing
W. O. Bach	S. J. Bunger	C. L. Daly
A. J. Baldridge	W. A. Carson	Mormon B. Daniel
J. H. Baughman	C. B. Carver	J. R. Dorman
W. B. Belknap	Lee Clark	E. J. Doss
T. H. Benton	Lonnie Cooper	James M. Durham
C. H. Berryman	Fred H. Coots	D. E. Edwards
W. P. Bowman	J. D. Cox	D. W. Fowler

Otto C. Gartin	J. R. Kelly	J. J. Patterson
R. E. Glenn	Thos. H. King	Geo. W. Potter
F. A. Gnau	Oscar Leibson	W. H. Pryor
Whitsett Hall	W. W. Leslie	Clint Raymer
Lawrence Harmon	Leon P. Lewis	Philip J. Ryan
J. F. Harrison	J. L. Manning	C. W. Ryans
C. W. Hawkins	Joe Martin	Chas. L. Seale
Goebel B. Henson	Shelby Martin	M. G. Slusher
H. B. Holland	H. J. Meyers	W. R. Smith
S. K. Holland	J. S. Milliken	E. J. Snyder
Ira L. Horne	T. R. Moore	Frank L. Strange
J. C. Hutcherson	B. T. Morris	J. G. Swearengin
E. M. Johnson	L. P. Murphy	Mac Swinford
Grover C. Johnson	Chas. N. McCarty	Chiles Van Antwerp
W. W. Johnson	J. L. McDavid	C. D. Vincent
Mrs. H. G. Jorris	F. T. Nichols	W. S. Wallen
W. O. Keller	Caleb Page	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 133. An Act to establish a road from Lackey, Floyd county, Kentucky, to Troublesome Creek, Knott county, and to connect with project number ———, relating to roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of State Highways of the Commonwealth of Kentucky a road, beginning at Lackey, Floyd county, Kentucky, on Project number 28, and thence up Beaver Creek to the mouth of Caney Creek; thence to Troublesome Creek, Knott County, to intersect with Project Number ——, and said project to be known as Project Number ——.

§ 2. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lee Clark	R. E. Glenn
Wm. J. Arvin	Lonnie Cooper	F. A. Gnau
W. O. Bach	Fred H. Coots	Whitsett Hall
A. J. Baldridge	J. D. Cox	Lawrence Harmon
J. H. Baughman	W. J. Curtis	J. F. Harrison
W. B. Belknap	J. L. Cushing	C. W. Hawkins
T. H. Benton	C. L. Daly	Goebel B. Henson
C. H. Berryman	Mormon B. Daniel	H. B. Holland
W. P. Bowman	J. R. Dorman	S. K. Holland
F. W. Bryant	E. J. Doss	Ira L. Horne
J. R. Buckman	James M. Durham	J. C. Hutcherson
S. J. Bunger	D. E. Edwards	E. M. Johnson
W. A. Carson	D. W. Fowler	Grover C. Johnson
C. B. Carver	Otto C. Gartin	W. W. Johnson

Mrs. H. G. Jorris	T. R. Moore	C. W. Ryans
W. O. Keller	B. T. Morris	Chas. L. Seale
J. R. Kelly	L. P. Murphy	M. G. Slusher
Thos. H. King	Chas. N. McCarty	W. R. Smith
Oscar Leibson	J. L. McDavid	E. J. Snyder
W. W. Leslie	F. T. Nichols	Frank L. Strange
Leon P. Lewis	Caleb Page	J. G. Swearengin
J. L. Manning	J. J. Patterson	Mac Swinford
Joe Martin	Geo. W. Potter	Chiles Van Antwerp
Shelby Martin	W. H. Pryor	C. D. Vincent
H. J. Meyers	Clint Raymer	W. S. Wallen
J. S. Milliken	Philip J. Ryan	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 143. An Act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of highways in this Commonwealth the following route, to-wit: From Wisdom on Project No. 1, by way of Knob Lick, Center and Pascal to Hardyville to intersect with the Jackson Highway at that point.

§ 2. The route as thus established to be designated as Project No. ....., and to be entitled to and receive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	E. J. Doss	Oscar Leibson
Wm. J. Arvin	James M. Durham	W. W. Leslie
W. O. Bach	D. E. Edwards	Leon P. Lewis
A. J. Baldridge	D. W. Fowler	J. L. Manning
J. H. Baughman	Otto C. Gartin	Joe Martin
W. B. Belknap	R. E. Glenn	Shelby Martin
T. H. Benton	F. A. Gnau	H. J. Meyers
C. H. Berryman	Whitsett Hall	J. S. Milliken
W. P. Bowman	Lawrence Harmon	T. R. Moore
F. W. Bryant	J. F. Harrison	R. T. Morris
J. R. Buckman	C. W. Hawkins	L. P. Murphy
S. J. Bunger	Goebel B. Henson	Chas. N. McCarty
W. A. Carson	H. B. Holland	J. L. McDavid
C. B. Carver	S. K. Holland	F. T. Nichols
Lee Clark	Ira L. Horne	Caleb Page
Lonnie Cooper	J. C. Hutcherson	J. J. Patterson
Fred H. Coots	E. M. Johnson	Geo. W. Potter
J. D. Cox	Grover C. Johnson	W. H. Pryor
W. J. Curtis	W. W. Johnson	Clint Raymer
J. L. Cushing	Mrs. H. G. Jorris	Philip J. Ryan
C. L. Daly	W. O. Keller	C. W. Ryans
Mormon B. Daniel	J. R. Kelly	Chas. L. Seale
J. R. Dorman	Thos. H. King	M. G. Slusher

W. R. Smith	J. G. Swearengin	C. D. Vincent
E. J. Snyder	Mac Swinford	W. S. Wallen
Frank L. Strange	Chiles Van Antwerp	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 148. An Act establishing a road from Franklin, in Simpson county, Kentucky, to the Tennessee state line near the Henry's Ford bridge, over the route known as the Franklin and Springfield road, as a State Primary Road, and designating said Project as Project No. .....

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of the State highways of the Commonwealth of Kentucky a road to lead from Franklin, in Simpson county, Kentucky (over the route known as the Franklin and Springfield road), to the Tennessee State line near the Henry's Ford bridge. The construction, maintenance, supervision and control of said road shall be subject to all terms and conditions set out and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of State Highways.

§ 2. Said project shall be designated and known as Project No. .....

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	W. R. Smith
J. D. Cox	W. O. Keller	M. G. Slusher
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. No. 159. An Act to establish a new state primary road project to be known as Project No. ....., to begin at Belle's Trace in Carter county and to extend to Isonville Postoffice in Elliott county.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Belle's Trace on State Primary Road Project No. 43 in Carter county southward, via Dobbin's, Stephens' and Fielders' postoffice in Elliott county, to a point near Isonville's postoffice on State Primary Road Project No. 49 in Elliott county, approximately fifteen miles in length, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky, to be known as State Primary Road Project No. .....

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of State highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. No. 160. An Act establishing as a part of the primary system of state highways a road from Booneville, Owsley County, via Tyner, Jackson County, to East Bernstadt, Laurel County, and designating said road as Project No. 30-A.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there be and now is established as one of the primary road projects of the Commonwealth of Kentucky the following, to-wit:

From Booneville, Owsley County, via Tyner, Jackson County, to East Bernstadt, Laurel County.

The said project hereby established shall be known as project No. 30-A of the primary system of State highways, and the said project shall receive and be entitled to all the benefits allowed and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of State highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	Mac Swinford
Mormon B. Daniel	W. W. Leslie	J. G. Swearengin
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 174. An Act to repeal Chapter 264 of the Acts of the General Assembly of 1924, which established a new primary road system project, now known as Project No. 71, and to enact in lieu thereof a new act, establishing a new primary road system project to be known as Project No. 71.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Eddyville, in Lyon County, Kentucky, via Cadiz and Maggie, in Trigg County and thence east of Cumberland River south in the general direction of Dover, Tennessee, to a point in the Tennessee State line east of said river and nearest to the said Dover, approximately 45 miles in length, be and the same is hereby established and designated as a part of the primary system of State highways of the Commonwealth of Kentucky. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of State Highways.

§ 2. Chapter 264, Acts of the General Assembly of 1924, is hereby repealed and the road described in Section 1 hereof shall hereafter constitute and be the only project known as State Primary Road Project No. 71.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 182. An Act amending Chapter 168 of the session acts of 1924, being entitled, "An Act relating to public roads."

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Changing that Chapter 168, Page 514, Acts of the General Assembly of Kentucky passed at its 1924 session, be and the same is hereby amended by striking out the word "Honeysuckle," and inserting in lieu thereof the words "Bryant's school house," so that said act as amended shall read as follows, to-wit:

"Project 64 1-2, from Frankfort to Bryant's school house, thence to Bald Knob, thence to Pleasant View, all in Franklin County, Kentucky; thence to Defoe, thence to Pleasureville and thence to New Castle, the last two being in Henry County."

The said project to be established and maintained as provided in Chapter 17, Acts 1920, and when established be entitled to all benefits provided therein.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. H. Baughman	W. P. Bowman
Wm. J. Arvin	W. B. Belknap	F. W. Bryant
W. O. Bach	T. H. Benton	J. R. Buckman
A. J. Baldridge	C. H. Berryman	S. J. Bunger

W. A. Carson	Goebel B. Henson	L. P. Murphy
C. B. Carver	H. B. Holland	Chas. N. McCarty
Lee Clark	S. K. Holland	J. L. McDavid
Lonnie Cooper	Ira L. Horne	F. T. Nichols
Fred H. Coots	J. C. Hutcherson	Caleb Page
J. D. Cox	E. M. Johnson	J. J. Patterson
W. J. Curtis	Grover C. Johnson	Geo. W. Potter
J. L. Cushing	W. W. Johnson	W. H. Pryor
C. L. Daly	Mrs. H. G. Jorris	Clint Raymer
Mormon B. Daniel	W. O. Keller	Philip J. Ryan
J. R. Dorman	J. R. Kelly	C. W. Ryans
E. J. Doss	Thos. H. King	Chas. L. Seale
James M. Durham	Oscar Leibson	M. G. Slusher
D. E. Edwards	W. W. Leslie	W. R. Smith
D. W. Fowler	Leon P. Lewis	E. J. Snyder
Otto C. Gartin	J. L. Manning	Frank L. Strange
R. E. Glenn	Joe Martin	J. G. Swearengin
F. A. Gnau	Shelby Martin	Mac Swinford
Whitsett Hall	H. J. Meyers	Chiles Van Antwerp
Lawrence Harmon	J. S. Milliken	C. D. Vincent
J. F. Harrison	T. R. Moore	W. S. Wallen
C. W. Hawkins	B. T. Morris	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 183. An Act to repeal and re-enact Chapter 277, Acts General Assembly 1924, being an act entitled "An act to amend and re-enact Section 9, Chapter 17 of the Acts of 1920, relating to roads and highways by adding to said section

the town of Williamsburg, as a construction center," by including Fullerton in said named construction center.

Said bill is as follows, viz.:

Be it enacted by the General Asembly of the Commonwealth of Kentucky:

§ 1. That Chapter 277, Acts of the General Assembly of 1924, relating to construction centers, be and the same is hereby repealed, and that same be and is hereby re-enacted and when thus re-enacted shall read as follows, to-wit:

The following cities and towns in the State are hereby declared centers of construction in the primary system of State highways heretofore laid out and designated, viz.: Ashland, Bardstown, Beattyville, Bowling Green, Danville, Fenton, Covington, Clinton, Cynthiana, Lancaster, Frankfort, Glasgow, Harlan, Hazard, Guthrie, Hopkinsville, Lexington, London, Louisville, Madisonville, Maysville, Morehead, Owensboro Pikeville, Pineville, Paducah, Leitchfield, Elizabethtown, Richmond, Irvine, Russellsville, Somerset, Vanceburg, West Liberty, Williamstown, Marion, Henderson, Eddyville, Campbellsburg, Middlesboro, Winchester, Falmouth, Central City, Newport, Albany, Greenup, Mt. Sterling, Greensburg, Mayfield, Fullerton.

The State Highway Commission shall begin the construction of the system of State highways from these cities and towns as nearly simultaneously as possible and shall prosecute the work or any or all projects radiating out from these centers as rapidly being given to the maintenance of roads built in preceding years under said aid or otherwise which have been incorporated in this system of State Highways or which have been constructed under this act.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 191. An Act to amend, extend and revise and re-enact Chapter 248 of the Acts of 1924, being an Act amending Chapter 79 of the Acts of 1922, which was an Act amending Chapter 17 of the Acts of 1920, relating to roads and bridges and relating to Project No. 22a of the Primary System of State Highways, extending from Pine Knot, McCreary County, via Williamsburg and Barbourville to Manchester, Clay County.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Chapter 248 of the General Assembly of 1924, be amended, extended, revised and re-enacted so that when amended, extended, revised and re-enacted shall read as follows:

That so much of the Acts of the General Assembly as aforesaid and above recited as affect State Highway Project No. 22a shall read as follows: From Whitley City, McCreary County, via Marsh Creek, Pleasant Run, Brier Creek, Williamsburg, Browns Creek, Meadow Creek, Indian Creek and Smokey Creek to Manchester, Clay County, via Barbourville, Knox County.

Ordered that said bill be read the third time.

The constitotional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said named motion was agreed to.

At the instance of the Committee on Rules, the House took for consideration from the Orders of the Day a bill entitled:

H. B. 192. An Act establishing as a State Primary Road Project, a road leading from Providence, in Webster County, Kentucky, on State Primary Road Projects 2-A and 74, to Dawson Springs, in Hopkins County, Kentucky, on State Primary Roads converging there, a distance of approximately 17 miles, and designating said road as State Primary Road Project No. ——.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That a road leading from Providence, in Webster County, Kentucky, on State Primary road projects 2-A and 74 to a point at or near Dawson Springs, in Hopkins County, on State Primary road projects Nos. 10, 10½ and 55, by the most direct or practical or economical route, a distance of approximately 17 miles, be and the same is hereby established as a part of the Primary System of State Highways of the Commonwealth of Kentucky. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17 of the Acts of the General Assembly of 1920 establishing and creating the Primary System of State Highways.

§ 2. Said road shall be designated and known as State Primary Project Road No. ——.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took for consideration from the Orders of the Day a bill entitled:

H. B. 193. An Act establishing as a state primary road, a road leading from Providence, in Webster county, Kentucky, on State primary road projects 2-A and 74, to Clay, in Webster County, Kentucky, on State Primary Road Project No. 2½, a distance of approximately seven miles, and designating said road as State Primary Road Project No. ——.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That, for the purpose of completing the primary road connecting the Dixie Bee Line and the Ohio River Road for almost east and west travel between these two Federal and State Highways, there is hereby established as a part of the primary system of State Highways of the Commonwealth of Kentucky, a road to lead from Providence, Webster County, Kentucky, on state primary road Project No. 2-A and 74, to a point on state primary road Project No. 2½, at or near Clay, in Webster County, Kentucky, a distance of seven miles, more or less. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating the primary system of state highways.

§ 2. Said road shall be designated and known as State Primary Road Project No. ——.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time and passed.

The yeas and nays being taken on the pasage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took for consideration from the Orders of the Day a bill entitled:

H. B. 217. An Act to amend Section 4356t-5, of Article II, of Chapter 110, of Carroll's Kentucky Statutes, sixth edition relating to roads and highways, and establishing and creating Project No. 1a.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4356t-5 of Article II, of Chapter 110, of Kentucky Statutes, Carroll's sixth edition, relating to roads and highways, shall be and the same is hereby amended, so as to create and establish Project No. 1a, which is a road leading from Greenville, in the county of Muhlenberg, by way of Weir, in Muhlenberg County; and by way of Kirkmansville and Allegre in Todd county, to Elkton, Todd County, so that said Project No. 1a, as established and created, will be as follows:

"Project No. 1a, from Greenville, Muhlenberg County, to Weir, in Muhlenberg County, thence to Kirkmansville, in Todd County, thence to Allegree, in Todd County, thence on the public highway to a point about three miles north of Elkton, Todd County, thence across to the public highway leading from Elkton, Todd County, to Greenville, Muhlenberg County, thence along said highway to Elkton, Todd County."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the pasage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took for consideration from the Orders of the Day a bill entitled:

H. B. 219. An Act to amend Section 5, Chapter 17, of the Acts of the General Assembly, Kentucky, 1920, which is now Section 4356t-5 of Kentucky Statutes, by Carroll's 1922 Edition, relating to roads and bridges and establishing a system of primary roads for the state of Kentucky and making provisions for the establishment, construction and maintenance of same. Said section to be amended by adding thereto a primary road project from Hartford, in Ohio County, by way of Centertown, to South Carrollton, in Muhlenberg County.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 5 of Chapter 17 of the Acts of the General Assembly of Kentucky, 1920, which is now 4356t-5 of the Kentucky Statutes, by Carroll's 1922 Edition, be amended by adding thereto a primary road project beginning at Hartford, in Ohio County, at an intersection with State Project No. 11, and extending by way of Centertown in Ohio county to South Carrollton, in Muhlenberg County, and that when said act and section as above stated is so amended, said project shall be a part of said act and section above mentioned and the act and section as above mentioned shall read as at present down to the end of the last project named in said act and section at which point the above project shall be inserted.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all terms and conditions set out and provided for in the Acts of the General Assembly of 1920 and Section 4356t-5 of Kentucky Statutes, by Carroll's 1922 Edition, establishing and creating a primary system of the state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 229. An Act establishing as a part of the primary system of state highways a road from Princeton, Caldwell County, to Madisonville, Hopkins County, via Tradewater River bridge, and designating said road as Project No. 10.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there be and now is established as one of the primary road projects of the Commonwealth of Kentucky the following, to-wit:

From Princeton, Caldwell County, to Madisonville, Hopkins County, via Tradewater River bridge, known as Project No. 10, and said project shall receive and be entitled to all the benefits allowed and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. H. Baughman	W. P. Bowman
Wm. J. Arvin	W. B. Belknap	F. W. Bryant
W. O. Bach	T. H. Benton	J. R. Buckman
A. J. Baldridge	C. H. Berryman	S. J. Bunger

W. A. Carson	Goebel B. Henson	L. P. Murphy
C. B. Carver	H. B. Holland	Chas. N. McCarty
Lee Clark	S. K. Holland	J. L. McDavid
Lonnie Cooper	Ira L. Horne	F. T. Nichols
Fred H. Coots	J. C. Hutcherson	Caleb Page
J. D. Cox	E. M. Johnson	J. J. Patterson
W. J. Curtis	Grover C. Johnson	Geo. W. Potter
J. L. Cushing	W. W. Johnson	W. H. Pryor
C. L. Daly	Mrs. H. G. Jorris	Clint Raymer
Mormon B. Daniel	W. O. Keller	Philip J. Ryan
J. R. Dorman	J. R. Kelly	C. W. Ryans
E. J. Doss	Thos. H. King	Chas. L. Seale
James M. Durham	Oscar Leibson	M. G. Slusher
D. E. Edwards	W. W. Leslie	W. R. Smith
D. W. Fowler	Leon P. Lewis	E. J. Snyder
Otto C. Gartin	J. L. Manning	Frank L. Strange
R. E. Glenn	Joe Martin	J. G. Swearengin
F. A. Gnau	Shelby Martin	Mac Swinford
Whitsett Hall	H. J. Meyers	Chiles Van Antwerp
Lawrence Harmon	J. S. Milliken	C. D. Vincent
J. F. Harrison	T. R. Moore	W. S. Wallen
C. W. Hawkins	B. T. Morris	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 233. An Act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky, a road running from Columbia, Kentucky, to a point on Proj-

ect No. 23 near Dunville, Casey County, Kentucky, and designating said road as Project No. 23a.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, a road to lead from Columbia, in Adair County, Kentucky, to a point on the state highway designated as Project No. 23 near Dunnville, in Casey County, Kentucky.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to, and controlled by all the terms and conditions set out and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of state highways, the same as though said road had been named in said original act as one of the projects of said primary system of state highways.

§ 3. Said road shall be designated and known as Project No. 23a of the primary system of state highways of the Commonwealth of Kentucky.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 236. An Act establishing as a part of the primary system of State highways, a road from the intersection of Project No. 26, at or near Pleasant Hill or Shakertown, in Mercer County, via and crossing Dix River Dam, to the intersection of Project No. 23a, at Buena Vista, in Garrard County.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and now is established as one of the primary projects of the Commonwealth of Kentucky the following, to-wit, from the intersection of Project No. 26, at or near Pleasant Hill or Shakertown, in Mercer County, via and crossing Dix River Dam, to the intersection of Project No. 23a, at Beuna Vista, in Garrard County. Said Project No. 23a intersecting the State primary road from Nicholasville to Ky.-Tenn. State lines.

§ 2. Said project, hereby established shall be known as Project No. —— of the primary system of State highways, and the said project shall receive and be entitled to all the benefits allowed and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of State highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Marmon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

—78

Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 255. An Act to establish a new state primary project to be known as Project No. ——, to begin at Webbville, in

Lawrence County, and to extend to Blaintown in Lawrence County.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Webbville on state primary Project No. 43, in Lawrence County, southward, via Jean, Houckville, and Cherokee to a point near Blaintown on state primary road Project No. 49 in Lawrence County, approximately 12 miles in length, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky, to be known as state primary road Project No. ——.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	T. H. Benton	W. A. Carson
Wm. J. Arvin	C. H. Berryman	C. B. Carver
W. O. Bach	W. P. Bowman	Lee Clark
A. J. Baldridge	F. W. Bryant	Lonnie Cooper
J. H. Baughman	J. R. Buckman	Fred H. Coots
W. B. Belknap	S. J. Bunger	J. D. Cox

W. J. Curtis	J. C. Hutcherson	J. L. McDavid
J. L. Cushing	E. M. Johnson	F. T. Nichols
Mormon B. Daniel	Grover C. Johnson	Caleb Page
C. L. Daly	W. W. Johnson	J. J. Patterson
J. R. Dorman	Mrs. H. G. Jorris	Geo. W. Potter
E. J. Doss	W. O. Keller	W. H. Pryor
James M. Durham	J. R. Kelly	Clint Raymer
D. E. Edwards	Thos. H. King	Philip J. Ryan
D. W. Fowler	Oscar Leibson	C. W. Ryans
Otto C. Gartin	W. W. Leslie	Chas. L. Seale
R. E. Glenn	Leon P. Lewis	M. G. Slusher
F. A. Gnau	J. L. Manning	W. R. Smith
Whitsett Hall	Joe Martin	E. J. Snyder
Lawrence Harmon	Shelby Martin	Frank L. Strange
J. F. Harrison	H. J. Meyers	J. G. Swearengin
C. W. Hawkins	J. S. Milliken	Mac Swinford
Goebel B. Henson	T. R. Moore	Chiles Van Antwerp
H. B. Holland	B. T. Morris	C. D. Vincent
S. K. Holland	L. P. Murphy	W. S. Wallen
Ira L. Horne	Chas. N. McCarty	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 256. An Act relating to roads and bridges and establishing a new project to be a part of the new Primary Road System from Irvine to Winchester.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That a road leading from Irvine, county seat of Estill County, to Winchester, county seat of Clark County, over the most direct and practical route to be selected by the fiscal court or commissioners of said counties, be and the same is hereby established and added to the Primary System of State Roads and Highways to be known as Project No. ——.

§ 2. The construction, maintenance, supervision and control of said project shall be subject to all the terms and conditions set out and provided for in Chapter 17 of the Acts of 1920, establishing and creating a Primary System of State Roads.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	S. J. Bunger	J. R. Dorman
Wm. J. Arvin	W. A. Carson	E. J. Doss
W. O. Bach	C. B. Carver	James M. Durham
A. J. Baldridge	Lee Clark	D. E. Edwards
J. H. Baughman	Lonnie Cooper	D. W. Fowler
W. B. Belknap	Fred H. Coots	Otto C. Gartin
T. H. Benton	J. D. Cox	R. E. Glenn
C. H. Berryman	W. J. Curtis	F. A. Gnau
W. P. Bowman	J. L. Cushing	Whitsett Hall
F. W. Bryant	C. L. Daly	Lawrence Harmon
J. R. Buckman	Mormon B. Daniel	J. F. Harrison

C. W. Hawkins	Leon P. Lewis	W. H. Pryor
Goebel B. Henson	J. L. Manning	Clint Raymer
H. B. Holland	Joe Martin	Philip J. Ryan
S. K. Holland	Shelby Martin	C. W. Ryans
Ira L. Horne	H. J. Meyers	Chas. L. Seale
J. C. Hutcherson	J. S. Milliken	M. G. Slusher
E. M. Johnson	T. R. Moore	W. R. Smith
Grover C. Johnson	B. T. Morris	E. J. Snyder
W. W. Johnson	L. P. Murphy	Frank L. Strange
Mrs. H. G. Jorris	Chas. N. McCarty	J. G. Swearengin
W. O. Keller	J. L. McDavid	Mac Swinford
J. R. Kelly	F. T. Nichols	Chiles Van Antwerp
Thos. H. King	Caleb Page	C. D. Vincent
Oscar Leibson	J. J. Patterson	W. S. Wallen
W. W. Leslie	Geo. W. Potter	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 270. An Act establishing and making the road leading from Springfield, via Willisburg, to Lawrenceburg, Kentucky, a part of the primary system of State Highways of the Commonwealth of Kentucky, and designating said road as Project No. ——.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Springfield, in Washington County, Kentucky, via Willisburg to Lawrenceburg, in Anderson County, Kentucky, be and the same is hereby established as a part of the Primary System of State Highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision, and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17, page 76, of the Acts of 1920, establishing and creating a Primary System of State Highways.

§ 2. Said road shall be designated as Project No. ——.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. B. Carver	D. W. Fowler
Wm. J. Arvin	Lee Clark	Otto C. Gartin
W. O. Bach	Lonnie Cooper	R. E. Glenn
A. J. Baldridge	Fred H. Coots	F. A. Gnau
J. H. Baughman	J. D. Cox	Whitsett Hall
W. B. Belknap	J. L. Cushing	Lawrence Harmon
T. H. Benton	W. J. Curtis	J. F. Harrison
C. H. Berryman	C. L. Daly	C. W. Hawkins
W. P. Bowman	Mormon B. Daniel	Goebel B. Henson
F. W. Bryant	J. R. Dorman	H. B. Holland
J. R. Buckman	E. J. Doss	S. K. Holland
S. J. Bunger	James M. Durham	Ira L. Horne
W. A. Carson	D. E. Edwards	J. C. Hutcherson

E. M. Johnson	H. J. Meyers	Philip J. Ryan
Grover C. Johnson	J. S. Milliken	C. W. Ryans
W. W. Johnson	T. R. Moore	Chas. L. Seale
Mrs. H. G. Jorris	B. T. Morris	M. G. Slusher
W. O. Keller	L. P. Murphy	W. R. Smith
J. R. Kelly	Chas. N. McCarty	E. J. Snyder
Thos. H. King	J. L. McDavid	Frank L. Strange
Oscar Leibson	F. T. Nichols	J. G. Swearengin
W. W. Leslie	Caleb Page	Mac Swinford
Leon P. Lewis	J. J. Patterson	Chiles Van Antwerp
J. L. Manning	Geo. W. Potter	C. D. Vincent
Joe Martin	W. H. Pryor	W. S. Wallen
Shelby Martin	Clint Raymer	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 272. An Act relating to roads and describing and fixing a project to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of roads and highways in this Commonwealth the following route, to-wit: From Tompkinsville by way of Rock Bridge, Cyclone, Beaumont, Good Luck to Cedar Flat to intersect with Project No. —— at that point.

§ 2. The route as thus established to be designated as Project No. —— and to be entitled to and receive all the benefits of such laws as are now or may hereafter be in effect with relation to the state primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	E. J. Doss	Oscar Leibson
Wm. J. Arvin	James M. Durham	W. W. Leslie
W. O. Bach	D. E. Edwards	Leon P. Lewis
A. J. Baldridge	D. W. Fowler	J. L. Manning
J. H. Baughman	Otto C. Gartin	Joe Martin
W. B. Belknap	R. E. Glenn	Shelby Martin
T. H. Benton	F. A. Gnau	H. J. Meyers
C. H. Berryman	Whitsett Hall	J. S. Milliken
W. P. Bowman	Lawrence Harmon	T. R. Moore
F. W. Bryant	J. F. Harrison	D. T. Morris
J. R. Buckman	C. W. Hawkins	L. P. Murphy
S. J. Bunger	Goebel B. Henson	Chas. N. McCarty
W. A. Carson	H. B. Holland	J. L. McDavid
C. B. Carver	S. K. Holland	F. T. Nichols
Lee Clark	J. C. Hutcherson	Caleb Page
Lonnie Cooper	Ira L. Horne	J. J. Patterson
Fred H. Coots	E. M. Johnson	Geo. W. Potter
J. D. Cox	Grover C. Johnson	W. H. Pryor
W. J. Curtis	W. W. Johnson	Clint Raymer
J. L. Cushing	Mrs. H. G. Jorris	Philip J. Ryan
C. L. Daly	W. O. Keller	C. W. Ryans
Mormon B. Daniel	J. R. Kelly	Chas. L. Seale
J. R. Dorman	Thos. H. King	M. G. Slusher

W. R. Smith	J. G. Swearengin	C. D. Vincent
E. J. Snyder	Mac Swinford	W. S. Wallen
Frank L. Strange	Chiles Van Antwerp	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 273. An Act to amend Chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There shall be added to the primary system of state highways as defined in section 5 of the Acts as provided in chapter 17 of the Acts of General Assembly of 1920, the following project:

The road known as the Lexington and Frankfort—beginning at Lexington, Ky., and extending through Woodford County via Nugents Cross Roads and intersecting the Versailles and Frankfort road at a point in Franklin County about 5 miles south of Frankfort.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 279. An Act creating a new primary road project to be known as state primary road Project ——, to begin at Brownsville, Edmonson county, and extend approximately 12 miles to Rocky Hill, Edmonson County, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Brownsville, the county seat of Edmonson county, to Rock Hill, also in Edmonson County, Kentucky, approximately 12 miles in length, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky, to be known as state primary road Project No. ——.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 285.—An Act to create a new State Primary Road Project, to be known as Project No.——, to extend from a

point on State Project No. 12 near East View in Hardin County Kentucky, via Solway and Big Spring, to a point in State Project No. 8, in Meade County between Hog Wallow and Millers Mill.

Said bill is as follows:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from point on Project No. 12 near East View in Hardin County, via Solway in Hardin County and Big Spring in Meade County, Kentucky to a point on Project No. 8 in Meade County between Hog Wallow and Millers Mill, approximately——miles in length, be and the same is hereby established and designated as a part of the Primary System of State Highways of the Commonwealth of Kentucky, to be known as State Primary Road Project No. ———.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a Primary System of State Highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. O. Bach	J. H. Baughman
Wm. J. Arvin	A. J. Baldridge	W. B. Belknap

T. H. Benton	Whitsett Hall	T. R. Moore
C. H. Berryman	Lawrence Harmon	B. T. Morris
W. P. Bowman	J. F. Harrison	L. P. Murphy
F. W. Bryant	C. W. Hawkins	Chas. N. McCarty
J. R. Buckman	Goebel B. Henson	J. L. McDavid
S. J. Bunger	H. B. Holland	F. T. Nichols
W. A. Carson	S. K. Holland	Caleb Page
C. B. Carver	E. M. Johnson	J. J. Patterson
Lee Clark	Grover C. Johnson	Geo. W. Potter
Lonnie Cooper	W. W. Johnson	W. H. Pryor
Fred H. Coots	Ira L. Horne	Clint Raymer
J. D. Cox	J. C. Hutcherson	Philip J. Ryan
W. J. Curtis	Mrs. H. G. Jorris	C. W. Ryans
J. L. Cushing	W. O. Keller	Chas. L. Seale
C. L. Daly	J. R. Kelly	M. G. Slusher
Mormon B. Daniel	Thos. H. King	W. R. Smith
J. R. Dorman	Oscar Leibson	E. J. Snyder
E. J. Doss	W. W. Leslie	Frank L. Strange
James M. Durham	Leon P. Lewis	Mac Swinford
D. E. Edwards	J. L. Manning	J. G. Swearengin
D. W. Fowler	Joe Martin	Chiles Van Antwerp
Otto C. Gartin	Shelby Martin	T. B. Watts
R. E. Glenn	H. J. Meyers	W. S. Wallen
F. A. Gnau	J. S. Milliken	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be considered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 290. An Act establishing and making the road leading from Danville, via Hubbell, to Lancaster, a part of the

Primary System of State Highways of the Commonwealth of Kentucky and designating said road Project No. ——.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Danville, via Hubbell, to Lancaster be and the same is hereby established as a part of the Primary System of State Highways of the Commonwealth of Kentucky, and the constructon, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17, Page 76, of the Acts of 1920 establishing and creating a Primary System of State Highways.

§ 2. Said road shall be designated as Project No. ——.

Ordered that said bill be read the third time.

The constitutional provision as to third reading of said bill at length being dispensed with, said bill was read the third time by its title and passsed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	S. J. Bunger	J. R. Dorman
Wm. J. Arvin	W. A. Carson	E. J. Doss
W. O. Bach	C. B. Carver	James M. Durham
A. J. Baldridge	Lee Clark	D. E. Edwards
J. H. Baughman	Lonnie Cooper	D. W. Fowler
W. B. Belknap	Fred H. Coots	Otto C. Gartin
T. H. Benton	J. D. Cox	R. E. Glenn
C. H. Berryman	W. J. Curtis	F. A. Gnau
W. P. Bowman	J. L. Cushing	Whitsett Hall
F. W. Bryant	C. L. Daly	Lawrence Harmon
J. R. Buckman	Mormon B. Daniel	J. F. Harrison

C. W. Hawkins	Leon P. Lewis	W. H. Pryor
Goebel B. Henson	J. L. Manning	Clint Raymer
H. B. Holland	Joe Martin	Philip J. Ryan
S. K. Holland	Shelby Martin	C. W. Ryans
Ira L. Horne	H. J. Meyers	Chas. L. Seale
J. C. Hutcherson	J. S. Milliken	M. G. Slusher
E. M. Johnson	T. R. Moore	W. R. Smith
Grover C. Johnson	B. T. Morris	E. J. Snyder
W. W. Johnson	L. P. Murphy	Frank L. Strange
Mrs. H. G. Jorris	Chas. N. McCarty	J. G. Swearengin
W. O. Keller	J. L. McDavid	Mac Swinford
J. R. Kelly	F. T. Nichols	Chiles Van Antwerp
Thos. H. King	Caleb Page	C. D. Vincent
Oscar Leibson	J. J. Patterson	W. S. Wallen
W. W. Leslie	Geo. W. Potter	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 291. An Act to amend Section 4356t-5 of the Kentucky Statutes, Carroll's 1922 Edition, relating to Roads and Bridges, by amending and adding thereto as Project No. ——, extending from Project No. 22 at Curtis' store to the Southern Railroad at Waynesburg.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4356t-5 of the Kentucky Statutes, Carroll's 1922 Edition, be amended by adding thereto and in-

serting just after the last named Project No. 62, the following:

Project No. ———, extending from point in Project No. 22 at Curtis' store to the Southern Railroad depot in Waynesburg.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Mormon B. Daniel	Mrs. H. G. Jorris
Wm. J. Arvin	J. R. Dorman	W. O. Keller
W. O. Bach	E. J. Doss	J. R. Kelly
A. J. Baldridge	James M. Durham	Thos. H. King
J. H. Baughman	D. E. Edwards	Oscar Leibson
W. B. Belknap	D. W. Fowler	W. W. Leslie
T. H. Benton	Otto C. Gartin	Leon P. Lewis
C. H. Berryman	R. E. Glenn	J. L. Manning
W. P. Bowman	F. A. Gnau	Joe Martin
F. W. Bryant	Whitsett Hall	Shelby Martin
J. R. Buckman	Lawrence Harmon	H. J. Meyers
S. J. Bunger	J. F. Harrison	J. S. Milliken
W. A. Carson	C. W. Hawkins	T. R. Moore
C. B. Carver	Goebel B. Henson	B. T. Morris
Lee Clark	H. B. Holland	L. P. Murphy
Lonnie Cooper	S. K. Holland	Chas. N. McCarty
Fred H. Coots	Ira L. Horne	J. L. McDavid
J. D. Cox	J. C. Hutcherson	F. T. Nichols
W. J. Curtis	E. M. Johnson	Caleb Page
J. L. Cushing	Grover C. Johnson	J. J. Patterson
C. L. Daly	W. W. Johnson	Geo. W. Potter

W. H. Pryor	M. G. Slusher	Mac Swinford
Clint Raymer	W. R. Smith	Chiles Van Antwerp
Philip J. Ryan	E. J. Snyder	C. D. Vincent
C. W. Ryans	Frank L. Strange	W. S. Wallen
Chas. L. Seale	J. G. Swearengin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 295. An Act to create a new State primary road project to be known as Project No. ....., to extend from Shelbyville, the county seat of Shelby County, via Cropper and Elmsburg, in Shelby County, to a point in Defoe, in Henry County, on the existing State Primary Road Project No. 64½, leading from Frankfort, the county seat of Franklin, to Newcastle, the county seat of Henry County.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Shelbyville, Shelby County, Kentucky, up Mulberry creek to Schofield's shop, then via Cropper and Elmburg in Shelby County, to Defoe in Henry County on State Primary Road Project 64½, approximately 20 (twenty) miles in length, be and the same is hereby established and designated as a part of the primary system of

State highways of the Commonwealth of Kentucky, to be known as State Primary Road Project No. .....

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of State highways.

Ordered that said bill be read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. L. Cushing	J. C. Hutcherson
Wm. J. Arvin	C. L. Daly	E. M. Johnson
W. O. Bach	Mormon B. Daniel	Grover C. Johnson
A. J. Baldridge	J. R. Dorman	W. W. Johnson
J. H. Baughman	E. J. Doss	Mrs. H. G. Jorris
W. B. Belknap	James M. Durham	W. O. Keller
T. H. Benton	D. E. Edwards	J. R. Kelly
C. H. Berryman	D. W. Fowler	Thos. H. King
W. P. Bowman	Otto C. Gartin	Oscar Leibson
F. W. Bryant	R. E. Glenn	W. W. Leslie
J. R. Buckman	F. A. Gnau	Leon P. Lewis
S. J. Bunger	Whitsett Hall	J. L. Manning
W. A. Carson	Lawrence Harmon	Joe Martin
C. B. Carver	J. F. Harrison	Shelby Martin
Lee Clark	C. W. Hawkins	H. J. Meyers
Lonnie Cooper	Goebel B. Henson	J. S. Milliken
Fred H. Coots	H. B. Holland	T. R. Moore
J. D. Cox	S. K. Holland	B. T. Morris
W. J. Curtis	Ira L. Horne	L. P. Murphy

Chas. N. McCarty	Clint Raymer	Frank L. Strange
J. L. McDavid	Philip J. Ryan	J. G. Swearengin
F. T. Nichols	C. W. Ryans	Mac Swinford
Caleb Page	Chas. L. Seale	Chiles Van Antwerp
J. J. Patterson	M. G. Slusher	C. D. Vincent
Geo. W. Potter	W. R. Smith	W. S. Wallen
W. H. Pryor	E. J. Snyder	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 302. An Act relating to roads and highways and describing and fixing the projects to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be established as a part of the primary system of highways in this Commonwealth of Kentucky the following route to witness: a road running from the Louisville-Paducah highway at or near Cloverport, Breckinridge County, Ky., running through by Dukes and by Patesville and Lyonia and to Hartford, Ky., the route thus established to be designated as Project No. ....., and to be entitled to and receive all the benefits of such laws as are now, or may be hereafter effected with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	L. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 334. An Act establishing State primary road project No. ....., same being a road from Frankfort via Honey Suckle, Jacksonville, Elmburg, Pleasureville, New Castle.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Frankfort, Kentucky, via Honey Suckle and Bryant School House in Franklin County; thence via Jacksonville and Elmburg in Shelby County via Pleasureville in Henry County and New Castle, the county seat of Henry County, approximately 25 miles in length, be and the same is hereby established and designated as a part of the primary system of State highways of the Commonwealth of Kentucky, to be known as State Primary Road Project No. .....

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of State highways.

Ordered that said bill be read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 372. An Act establishing as part of the primary system of State highways of the Commonwealth of Kentucky, Acts of 1920, Chapter 17, the road leading from Barbourville to the Whitley County line.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there is hereby established and created as a part of the primary system of State highways of the Commonwealth of Kentucky, a road leading from Barbourville, on northwest bank of Cumberland river, to the Whitley County line at or near McNeal's Mill.

That the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of State highways.

§ 2. Said project shall be designated and known as Project No. .....

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 378. An Act to amend Chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There shall be added to the primary system of State highways as defined in Section 5 of the Acts as provided in Chapter 17 of the Acts of the General Assembly of 1920, the following project: From Beech Grove, McLean County, to Rangers Landing on Green river, McLean County.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. H. Berryman	Lee Clark
Wm. J. Arvin	W. P. Bowman	Lonnie Cooper
W. O. Bach	F. W. Bryant	Fred H. Coots
A. J. Baldridge	J. R. Buckman	J. D. Cox
J. H. Baughman	S. J. Bunger	W. J. Curtis
W. B. Belknap	W. A. Carson	J. L. Cushing
T. H. Benton	C. B. Carver	C. L. Daly

Mormon B. Daniel	Grover C. Johnson	F. T. Nichols
J. R. Dorman	W. W. Johnson	Caleb Page
E. J. Doss	Mrs. H. G. Jorris	J. J. Patterson
James M. Durham	W. O. Keller	Geo. W. Potter
D. E. Edwards	J. R. Kelly	W. H. Pryor
D. W. Fowler	Thos. H. King	Clint Raymer
Otto C. Gartin	Oscar Leibson	Philip J. Ryan
R. E. Glenn	W. W. Leslie	C. W. Ryans
F. A. Gnau	Leon P. Lewis	Chas. L. Seale
Whitsett Hall	J. L. Manning	M. G. Slusher
Lawrence Harmon	Joe Martin	W. R. Smith
J. F. Harrison	Shelby Martin	E. J. Snyder
C. W. Hawkins	H. J. Meyers	Frank L. Strange
Goebel B. Henson	J. S. Milliken	J. G. Swearengin
H. B. Holland	T. R. Moore	Mac Swinford
S. K. Holland	B. T. Morris	Chiles Van Antwerp
Ira L. Horne	L. P. Murphy	C. D. Vincent
J. C. Hutcherson	Chas. N. McCarty	W. S. Wallen
E. M. Johnson	J. L. McDavid	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up the consideration from the Orders of the Day a bill entitled:

H. B. 383. An Act establishing as a part of the primary system of highways a road from Centertown, via Matanzas, Point Pleasant and Island to Project No. 10 and designating the same as Project No. ——.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky a road leading from Centertown, in Ohio County, via Matanzas, Point Pleasant and Island to Project No. 10 at Sacramento or Semiway in McLean County, or to any point on Project No. 10 between Sacramento and Semiway, which in the judgment of the State Highway Commission may be most practicable. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17 of the Acts of the General Assembly of 1920 establishing and creating a primary road system for this State.

§ 2. Said project shall be designated and known as Project No. ——.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. P. Bowman	Fred H. Coots
Wm. J. Arvin	F. W. Bryant	J. D. Cox
W. O. Bach	J. R. Buckman	W. J. Curtis
A. J. Baldridge	S. J. Bunger	J. L. Cushing
J. H. Baughman	W. A. Carson	C. L. Daly
W. B. Belknap	C. B. Carver	Mormon B. Daniel
T. H. Benton	Lee Clark	J. R. Dorman
C. H. Berryman	Lonnie Cooper	E. J. Doss

James M. Durham	Mrs. H. G. Jorris	Caleb Page
D. E. Edwards	W. O. Keller	J. J. Patterson
D. W. Fowler	J. R. Kelly	Geo. W. Potter
Otto C. Gartin	Thos. H. King	W. H. Pryor
R. E. Glenn	Oscar Leibson	Clint Raymer
F. A. Gnau	W. W. Leslie	Philip J. Ryan
Whitsett Hall	Leon P. Lewis	C. W. Ryans
Lawrence Harmon	J. L. Manning	Chas. L. Seale
J. F. Harrison	Joe Martin	M. G. Slusher
C. W. Hawkins	Shelby Martin	W. R. Smith
Goebel B. Henson	H. J. Meyers	E. J. Snyder
H. B. Holland	J. S. Milliken	Frank L. Strange
S. K. Holland	T. R. Moore	J. G. Swearengin
Ira L. Horne	B. T. Morris	Mac Swinford
J. C. Hutcherson	L. P. Murphy	Chiles Van Antwerp
E. M. Johnson	Chas. N. McCarty	C. D. Vincent
Grover C. Johnson	J. L. McDavid	W. S. Wallen
W. W. Johnson	F. T. Nichols	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 389. An Act relating to road and highways and describing and fixing a project to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There is hereby established as a part of the primary system of highways in this Commonwealth the following route, to-wit: From Lombard on the Ky-Va. Highway Project No. 4, by way of Tar Ridge to intersect with the Garrett Highway at Mariba on Project No. 32.

The route as thus established to be designated as Project No. ——, and to be entitled to and receive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and pased.

The yeas and nays being taken on the passage of said bill in accordance with the privision of the Constitution were as follows, viz.:

Those who voted in the affirmative were:

Lewis Allen	Lee Clark	R. E. Glenn
Wm. J. Arvin	Lonnie Cooper	F. A. Gnau
W. O. Bach	Fred H. Coots	Whitsett Hall
A. J. Baldridge	J. D. Cox	Lawrence Harmon
J. H. Baughman	W. J. Curtis	J. F. Harrison
W. B. Belknap	J. L. Cushing	C. W. Hawkins
T. H. Benton	C. L. Daly	Goebel B. Henson
C. H. Berryman	Marmon B. Daniel	H. B. Holland
W. P. Bowman	J. R. Dorman	S. K. Holland
F. W. Bryant	E. J. Doss	Ira L. Horne
J. R. Buckman	James M. Durham	J. C. Hutcherson
S. J. Bunger	D. E. Edwards	E. M. Johnson
W. A. Carson	D. W. Fowler	Grover C. Johnson
C. B. Carver	Otto C. Gartin	W. W. Johnson

Mrs. H. G. Jorris	T. R. Moore	C. W. Ryans
W. O. Keller	B. T. Morris	Chas. L. Seale
J. R. Kelly	L. P. Murphy	M. G. Slusher
Thos. H. King	Chas. N. McCarty	W. R. Smith
Oscar Leibson	J. L. McDavid	E. J. Snyder
W. W. Leslie	F. T. Nichols	Frank L. Strange
Leon P. Lewis	Caleb Page	J. G. Swearengin
J. L. Manning	J. J. Patterson	Mac Swinford
Joe Martin	Geo. W. Potter	Chiles Van Antwerp
Shelby Martin	W. H. Pryor	C. D. Vincent
H. J. Meyers	Clint Raymer	W. S. Wallen
J. S. Milliken	Philip J. Ryan	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 394. An Act to establish State Primary Road Project No ——, to lead over the route from Glasgow, the county seat of Barren County, to a point in the West Dixie Highway, leading to Bowling Green, in Warren County, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Glasgow, the county seat of Barren County, via Bonayr, in Barren Sounty, Mary Oaks and Hays, in Warren County, via Smiths Grove to a point in the West Dixie Highway 12½ miles north of Bowling Green,

approximately 25 miles in length, be and the same is hereby established and designated as a part of the Primary System of State Highways of the Commonwealth of Kentucky, to be known as State Primary Road Project No. ——.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a Primary System of State Highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by it title and passsed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were:

Lewis Allen	J. D. Cox	Goebel B. Henson
Wm. J. Arvin	W. J. Curtis	H. B. Holland
W. O. Bach	J. L. Cushing	S. K. Holland
A. J. Baldridge	C. L. Daly	Ira L. Horne
J. H. Baughman	Mormon B. Daniel	J. C. Hutcherson
W. B. Belknap	J. R. Dorman	E. M. Johnson
T. H. Benton	E. J. Doss	Grover C. Johnson
C. H. Berryman	James M. Durham	W. W. Johnson
W. P. Bowman	D. E. Edwards	Mrs. H. G. Jorris
F. W. Bryant	D. W. Fowler	W. O. Keller
J. R. Buckman	Otto C. Gartin	J. R. Kelly
S. J. Bunger	R. E. Glenn	Thos. H. King
W. A. Carson	F. A. Gnau	Oscar Leibson
C. B. Carver	Whitsett Hall	W. W. Leslie
Lee Clark	Lawrence Harmon	Leon P. Lewis
Lonnie Cooper	J. F. Harrison	J. L. Manning
Fred H. Coots	C. W. Hawkins	Joe Martin

Shelby Martin	Caleb Page	W. R. Smith
H. J. Meyers	J. J. Patterson	E. J. Snyder
J. S. Milliken	Geo. W. Potter	Frank L. Strange
T. R. Moore	W. H. Pryor	J. G. Swearengin
B. T. Morris	Clint Raymer	Mac Swinford
L. P. Murphy	Philip J. Ryan	Chiles Van Antwerp
Chas. N. McCarty	C. W. Ryans	C. D. Vincent
J. L. McDavid	Chas. L. Seale	W. S. Wallen
F. T. Nichols	M. G. Slusher	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 399. An Act establishing and making the road leading from Walton through Verona to Glencoe, a part of the primary system of state highways of the Commonwealth of Kentucky:

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Walton through Verona to Glencoe, be and the same is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17, of the Acts

of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 406. An Act relating to roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and now is established as part of the primary road system of the Commonwealth, the following:

Beginning at a point of intersection with Project No. 28, about one mile south of Wooten, in Leslie County, and going up Cutshin stream, by way of Cutshin post office to Yeaddis, same to be designated as Project No. ——. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions of the primary system of State Highways as prescribed by law.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 407. An Act relating to roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be, and now is, established as part of the primary road system of the Comonwealth, the following:

Beginning at Hyden, in Leslie County, at a point intersecting with Project No. 28, and going down the Middle Fork of the Kentucky River by way of Dry Hill, Confluence and Shoals, intersecting the Buckhorn-Chavies road near the mouth of Gays Creek in Perry County, to be designated as Project No. ——. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions of the primary system of State Highways as prescribed by law.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution was as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. P. Bowman	Fred H. Coots
Wm. J. Arvin	F. W. Bryant	J. D. Cox
W. O. Bach	J. R. Buckman	W. J. Curtis
A. J. Baldridge	S. J. Bunger	J. L. Cushing
J. H. Baughman	W. A. Carson	C. L. Daly
W. B. Belknap	C. B. Carver	Mormon B. Daniel
T. H. Benton	Lee Clark	J. R. Dorman
C. H. Berryman	Lonnie Cooper	E. J. Doss

James M. Durham	Mrs. H. G. Jorris	Caleb Page
D. E. Edwards	W. O. Keller	J. J. Patterson
D. W. Fowler	J. R. Kelly	Geo. W. Potter
Otto C. Gartin	Thos. H. King	W. H. Pryor
R. E. Glenn	Oscar Leibson	Clint Raymer
F. A. Gnau	W. W. Leslie	Philip J. Ryan
Whitsett Hall	Leon P. Lewis	C. W. Ryans
Lawrence Harmon	J. L. Manning	Chas. L. Seale
J. F. Harrison	Joe Martin	M. G. Slusher
C. W. Hawkins	Shelby Martin	W. R. Smith
Goebel B. Henson	H. J. Meyers	E. J. Snyder
H. B. Holland	J. S. Milliken	Frank L. Strange
S. K. Holland	T. R. Moore	J. G. Swearengin
Ira L. Horne	B. T. Morris	Mac Swinford
J. C. Hutcherson	L. P. Murphy	Chiles Van Antwerp
E. M. Johnson	Chas. N. McCarty	C. D. Vincent
Grover C. Johnson	J. L. McDavid	W. S. Wallen
W. W. Johnson	F. T. Nichols	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which sail bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 409. An Act to amend Section 5, Chapter 17 of the Acts of the General Assembly of 1920, which is Section 4356t 5 of Carroll's Kentucky Statutes, relating to roads and highways, and establishing and creating Project No. —— to be added to the primary system of roads and highways.

Said bill is as folows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentuucky:

§ 1. That Section 5 of Chapter 17 of the Acts of the General Assembly of 1920, which is Section 4356t-5 of Carroll's 1922 Kentucky Statutes relating to roads and highways, be and the same is hereby amended so as to create and establish Project No. —— leading from Beech Grove, McLean County, Kentucky, to Henderson, Henderson County, Kentucky, by the way of Comer, Rangers Landing, Niagara and Anthoston. This project shall be entitled to and shall receive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system of roads and highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were:

Lewis Allen	C. B. Carver	D. W. Fowler
Wm. J. Arvin	Lee Clark	Otto C. Gartin
W. O. Bach	Lonnie Cooper	R. E. Glenn
A. J. Baldridge	Fred H. Coots	F. A. Gnau
J. H. Baughman	J. D. Cox	Whitsett Hall
W. B. Belknap	W. J. Curtis	Lawrence Harmon
T. H. Benton	J. L. Cushing	J. F. Harrison
C. H. Berryman	C. L. Daly	C. W. Hawkins
W. P. Bowman	Mormon B. Daniel	Goebel B. Henson
F. W. Bryant	J. R. Dorman	H. B. Holland
J. R. Buckman	E. J. Doss	S. K. Holland
S. J. Bunger	James M. Durham	Ira L. Horne
W. A. Carson	D. E. Edwards	J. C. Hutcherson

E. M. Johnson	H. J. Meyers	Philip J. Ryan
Grover C. Johnson	J. S. Milliken	C. W. Ryans
W. W. Johnson	T. R. Moore	Chas. L. Seale
Mrs. H. G. Jorris	B. T. Morris	M. G. Slusher
W. O. Keller	L. P. Murphy	W. R. Smith
J. R. Kelly	Chas. N. McCarty	E. J. Snyder
Thos. H. King	J. L. McDavid	Frank L. Strange
Oscar Leibson	F. T. Nichols	J. G. Swearengin
W. W. Leslie	Caleb Page	Mac Swinford
Leon P. Lewis	J. J. Patterson	Chiles Van Antwerp
J. L. Manning	Geo. W. Potter	C. D. Vincent
Joe Martin	W. H. Pryor	W. S. Wallen
Shelby Martin	Clint Raymer	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 425. An Act relating to roads and bridges and establishing a new project to be a part of the state primary system of roads from Barbourville, Knox County, to Hyden, Leslie County, via Artemus.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established the following project to be a part of the primary system of state highways by this

Commonwealth as defined in Chapter 17 of the Acts of the General Asembly of 1920, as follows: From Barbourville, Knox County, thence to Artemus, thence to Hyden, Leslie County, via Middlefork, Stinking Creek, Knox County.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	E. J. Doss	Oscar Leibson
Wm. J. Arvin	James M. Durham	W. W. Leslie
W. O. Bach	D. E. Edwards	Leon P. Lewis
A. J. Baldridge	D. W. Fowler	J. L. Manning
J. H. Baughman	Otto C. Gartin	Joe Martin
W. B. Belknap	R. E. Glenn	Shelby Martin
T. H. Benton	F. A. Gnau	H. J. Meyers
C. H. Berryman	Whitsett Hall	J. S. Milliken
W. P. Bowman	Lawrence Harmon	T. R. Moore
F. W. Bryant	J. F. Harrison	B. T. Morris
J. R. Buckman	C. W. Hawkins	L. P. Murphy
S. J. Bunger	Goebel B. Henson	Chas. N. McCarty
W. A. Carson	H. B. Holland	J. L. McDavid
C. B. Carver	S. K. Holland	F. T. Nichols
Lee Clark	Ira L. Horne	Caleb Page
Lonnie Cooper	J. C. Hutcherson	J. J. Patterson
Fred H. Coots	E. M. Johnson	Geo. W. Potter
J. D. Cox	Grover C. Johnson	W. H. Pryor
W. J. Curtis	W. W. Johnson	Clint Raymer
J. L. Cushing	Mrs. H. G. Jorris	Philip J. Ryan
C. L. Daly	W. O. Keller	C. W. Ryans
Mormon B. Daniel	J. R. Kelly	Chas. L. Seale
J. R. Dorman	Thos. H. King	M. G. Slusher

W. R. Smith	J. G. Swearengin	C. D. Vincent
E. J. Snyder	Mac Swinford	W. S. Wallen
Frank L. Strange	Chiles Van Antwerp	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 430. An Act to establish a new state primary road project to be known as Project No. ——, beginning at Regina, at the mouth of Marrowbone creek, in state Project No. 6¾, Pike County to Shelby Gap, in the Mayo Trail (state Project No. 6).

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Regina, at the mouth of Marrowbone creek, in state primary road Project No. 6¾, Pike County, thence up Marrowbone creek by way of Hellier, Ash Camp, thence up Elkhorn creek to a point in the Mayo Trail (state Project No. 6) at Shelby Gap, in Pike County, a distance of approximately 21 miles, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky, to be known as state primary road Project No. ——.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and condi-

tions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 437. An Act relating to roads and highways and describing and fixing the project to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of highways in the Commonwealth the following

route, to-wit: From Holland, Allen County, to the Tennessee State line, via way of Amos, Kentucky.

§ 2. The route thus established to be designated as Project No. ——, and to be entitled to and receive all the benefits of such laws as are now, or may hereafter be affected with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were:

Lewis Allen	Mormon B. Daniel	Mrs. H. G. Jorris
Wm. J. Arvin	J. R. Dorman	W. O. Keller
W. O. Bach	E. J. Doss	J. R. Kelly
A. J. Baldridge	James M. Durham	Thos. H. King
J. H. Baughman	D. E. Edwards	Oscar Leibson
W. B. Belknap	D. W. Fowler	W. W. Leslie
T. H. Benton	Otto C. Gartin	Leon P. Lewis
C. H. Berryman	R. E. Glenn	J. L. Manning
W. P. Bowman	F. A. Gnau	Joe Martin
F. W. Bryant	Whitsett Hall	Shelby Martin
J. R. Buckman	Lawrence Harmon	H. J. Meyers
S. J. Bunger	J. F. Harrison	J. S. Milliken
W. A. Carson	C. W. Hawkins	T. R. Moore
C. B. Carver	Goebel B. Henson	B. T. Morris
Lee Clark	H. B. Holland	L. P. Murphy
Lonnie Cooper	S. K. Holland	Chas. N. McCarty
Fred H. Coots	Ira L. Horne	J. L. McDavid
J. D. Cox	J. C. Hutcherson	F. T. Nichols
W. J. Curtis	E. M. Johnson	Caleb Page
J. L. Cushing	Grover C. Johnson	J. J. Patterson
C. L. Daly	W. W. Johnson	Geo. W. Potter

W. H. Pryor	M. G. Slusher	Mac Swinford
Clint Raymer	W. R. Smith	Chiles Van Antwerp
Philip J. Ryan	E. J. Snyder	C. D. Vincent
C. W. Ryans	Frank L. Strange	W. S. Wallen
Chas. L. Seale	J. G. Swearengin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 443. An Act relating to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and is now established as a part of the primary system of roads and highways in the Commonwealth of Kentucky the following route, to-wit:

From Nicholasville, the county seat of Jessamine County, to Russell Cross-roads on the Lexington and Harrodsburg highway, and same to be known as Project No. ——.

§ 2. Said project thus established to be a part of and entitled to all the privileges, benefits and conditions now given by any act or law to any of the primary roads in this Commonwealth.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with said bill was read third time by its title and passed:

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were:

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. No. 446. An Act to establish a new state primary road project to be known as Project No. ——, beginning at Bowling Green, Warren County, and extending southeastwardly by way of Meadow, in Allen County, to a point in the Bowling Green and Glasgow road, approximately 21 miles

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Bowling Green, Warren County, Kentucky, out the Cemetery pike by way of Meadow, in Allen County, crossing Barren river at what is known as the "Iron Bridge," and connecting at the nearest feasible point in the Bowling Green and Glasgow road, approximately 21 miles in length, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky, to be known as state primary road Project No. ——.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were:

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 456. An Act to establish a primary road system project to be known as 63a.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and is hereby established a primary road system project to be known as 63a, and running as follows:

Beginning at Shelbyville, Kentucky, thence by way of Mulberry Church to Bagdad, from Bagdad to Consolation, thence to Jacksonville, thence to Bald Knob High School, where it intersects with Project No. 64½.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. P. Bowman	Fred H. Coots
Wm. J. Arvin	F. W. Bryant	J. D. Cox
W. O. Bach	J. R. Buckman	W. J. Curtis
A. J. Baldridge	S. J. Bunger	J. L. Cushing
J. H. Baughman	W. A. Carson	C. L. Daly
W. B. Belknap	C. B. Carver	Mormon B. Daniel
T. H. Benton	Lee Clark	J. R. Dorman
C. H. Berryman	Lonnie Cooper	E. J. Doss

James M. Durham	Mrs. H. G. Jorris	Caleb Page
D. E. Edwards	W. O. Keller	J. J. Patterson
D. W. Fowler	J. R. Kelly	Geo. W. Potter
Otto C. Gartin	Thos. H. King	W. H. Pryor
R. E. Glenn	Oscar Leibson	Clint Raymer
F. A. Gnau	W. W. Leslie	Philip J. Ryan
Whitsett Hall	Leon P. Lewis	C. W. Ryans
Lawrence Harmon	J. L. Manning	Chas. L. Seale
J. F. Harrison	Joe Martin	M. G. Slusher
C. W. Hawkins	Shelby Martin	W. R. Smith
Goebel B. Henson	H. J. Meyers	E. J. Snyder
H. B. Holland	J. S. Milliken	Frank L. Strange
S. K. Holland	T. R. Moore	J. G. Swearengin
Ira L. Horne	B. T. Morris	Mac Swinford
J. C. Hutcherson	L. P. Murphy	Chiles Van Antwerp
E. M. Johnson	Chas. N. McCarty	C. D. Vincent
Grover C. Johnson	J. L. McDavid	W. S. Wallen
W. W. Johnson	F. T. Nichols	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 459. An Act to establish as a part of the primary system of state highways a road from Eddyville, Lyon County, to a point known as Elkhorn Tavern, on the Princeton and Marion highway now complete.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and now is established as one of the primary road projects of the Commonwealth of Kentucky the following, to-wit:

A road from Eddyville, Lyon County, to a point known as Elkhorn Tavern, on the Princeton and Marior highway now complete, to be known as Project No. ——, and said project shall receive and be entitled to all the benefits allowed and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. B. Carver	D. W. Fowler
Wm. J. Arvin	Lee Clark	Otto C. Gartin
W. O. Bach	Lonnie Cooper	R. E. Glenn
A. J. Baldridge	Fred H. Coots	F. A. Gnau
J. H. Baughman	J. D. Cox	Whitsett Hall
W. B. Belknap	W. J. Curtis	Lawrence Harmon
T. H. Benton	J. L. Cushing	J. F. Harrison
C. H. Berryman	C. L. Daly	C. W. Hawkins
W. P. Bowman	Mormon B. Daniel	Goebel B. Henson
F. W. Bryant	J. R. Dorman	H. B. Holland
J. R. Buckman	E. J. Doss	S. K. Holland
S. J. Bunger	James M. Durham	Ira L. Horne
W. A. Carson	D. E. Edwards	J. C. Hutcherson

E. M. Johnson	H. J. Meyers	Philip J. Ryan
Grover C. Johnson	J. S. Milliken	C. W. Ryans
W. W. Johnson	T. R. Moore	Chas. L. Seale
Mrs. H. G. Jorris	B. T. Morris	M. G. Slusher
W. O. Keller	L. P. Murphy	W. R. Smith
J. R. Kelly	Chas. N. McCarty	E. J. Snyder
Thos. H. King	J. L. McDavid	Frank L. Strange
Oscar Leibson	F. T. Nichols	J. G. Swearengin
W. W. Leslie	Caleb Page	Mac Swinford
Leon P. Lewis	J. J. Patterson	Chiles Van Antwerp
J. L. Manning	Geo. W. Potter	C. D. Vincent
Joe Martin	W. H. Pryor	W. S. Wallen
Shelby Martin	Clint Raymer	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 473. An Act to establish a new state primary road project to be known as Project No. ——, beginning at a point in state project No. 4, at Jeff, Perry County, Kentucky, and up the Kentucky River by way of Viper and Blackey and up Rock House Creek to an intersection with state Project No. 4, approximately three-fourths of a mile west of Isom, in Letcher County.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road beginning in the state primary road Project No. 4 at Jeff, Perry County, Kentucky, going up the

Kentucky River by way of Viper and Blackey, thence up Rockhouse Creek to a point in state primary road Project No. 4, about three-fourths of a mile west of Isom in Letcher County, Kentucky, approximately 29.9 miles in length, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky, to be known as state primary road Project No. ——.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lee Clark	R. E. Glenn
Wm. J. Arvin	Lonnie Cooper	F. A. Gnau
W. O. Bach	Fred H. Coots	Whitsett Hall
A. J. Baldridge	J. D. Cox	Lawrence Harmon
J. H. Baughman	W. J. Curtis	J. F. Harrison
W. B. Belknap	J. L. Cushing	C. W. Hawkins
T. H. Benton	C. L. Daly	Goebel B. Henson
C. H. Berryman	Mormon B. Daniel	H. B. Holland
W. P. Bowman	J. R. Dorman	S. K. Holland
F. W. Bryant	E. J. Doss	Ira L. Horne
J R. Buckman	James M. Durham	J. C. Hutcherson
S. J. Bunger	D. E. Edwards	E. M. Johnson
W. A. Carson	D. W. Fowler	Grover C. Johnson
C. B. Carver	Otto C. Gartin	W. W. Johnson

Mrs. H. G. Jorris	T. R. Moore	C. W. Ryans
W. O. Keller	B. T. Morris	Chas L. Seale
J. R. Kelly	L. P. Murphy	M. G. Slusher
Thos. H. King	Chas. N. McCarty	W. R. Smith
Oscar Leibson	J. L. McDavid	E. J. Snyder
W. W. Leslie	F. T. Nichols	Frank L. Strange
Leon P. Lewis	Caleb Page	J. G. Swearengin
J. L. Manning	J. J. Patterson	Mac Swinford
Joe Martin	Geo. W. Potter	Chiles Van Antwerp
Shelby Martin	W. H. Pryor	C. D. Vincent
H. J. Meyers	Clint Raymer	W. S. Wallen
J. S. Milliken	Philip J. Ryan	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 474. An Act to establish a new state primary road project to be known as Project No. ——, beginning at a point near Flat Gap on the Kentucky-Virginia state line, in Letcher County, and extending by way of Eolia to a point in state primary road Project No. 6, on the south side of Pine Mountain, approximately five miles.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from a point in the Kentucky-Virginia state line near Flat Gap in Letcher County, Ken-

tucky, by way of Eolia to a point in state primary road Project No. 6, on the south side of Pine Mountain, in Letcher County, Kentucky, approximately five miles in length, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky, to be known as state primary road Project No. ——.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken upon the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lee Clark	R. E. Glenn
Wm. J. Arvin	Lonnie Cooper	F. A. Gnau
W. O. Bach	Fred H. Coots	Whitsett Hall
A. J. Baldridge	J. D. Cox	Lawrence Harmon
J. H. Baughman	W. J. Curtis	J. F. Harrison
W. B. Belknap	J. L. Cushing	C. W. Hawkins
T. H. Benton	C. L. Daly	Goebel B. Henson
C. H. Berryman	Mormon B. Daniel	H. B. Holland
W. P. Bowman	J. R. Dorman	S. K. Holland
F. W. Bryant	E. J. Doss	Ira L. Horne
J. R. Buckman	James M. Durham	J. C. Hutcherson
S. J. Bunger	D. E. Edwards	E. M. Johnson
W. A. Carson	D. W. Fowler	Grover C. Johnson
C. B. Carver	Otto C. Gartin	W. W. Johnson

Mrs. H. G. Jorris	T. R. Moore	C. W. Ryans
W. O. Keller	B. T. Morris	Chas. L. Seale
J. R. Kelly	L. P. Murphy	M. G. Slusher
Thos. H. King	Chas. N. McCarty	W. R. Smith
Oscar Leibson	J. L. McDavid	E. J. Snyder
W. W. Leslie	F. T. Nichols	Frank L. Strange
Leon P. Lewis	Caleb Page	J. G. Swearengin
J. L. Manning	J. J. Patterson	Mac Swinford
Joe Martin	Geo. W. Potter	Chiles Van Antwerp
Shelby Martin	W. H. Pryor	C. D. Vincent
H. J. Meyers	Clint Raymer	W. S. Wallen
J. S. Milliken	Philip J. Ryan	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 480. An Act relating to roads and highways and describing and fixing a project to be added to the state primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of highways in this Commonwealth, the following route, to-wit: Beginning at a point four miles from the city of Maysville, the county seat of Mason County, Kentucky, on the Maysville and Lexington road, and at the southern end

of the village of Washington; thence in a southwesterly direction, following the existing road commonly known as the Murphysville and Shannon pike, through the town of Murphysville to a point 3.5 miles east of Sardis near the village of Needmore; thence over the Sardis road to the village of Sardis; thence over the said Sardis pike to the town of Mt. Olivet, the county seat of Roberston County.

§ 2. This said project to be known and designated as Project Number ——, and the route as thus established shall be entitled to and receive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system of state highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said roads shall be subject to all the terms and conditions set out and provided for in the act establishing and creating a primary system of state highways in the Commonwealth of Kentucky.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. P. Bowman	Fred H. Coots
Wm. J. Arvin	F. W. Bryant	J. D. Cox
W. O. Bach	J. R. Buckman	W. J. Curtis
A. J. Baldridge	S. J. Bunger	J. L. Cushing
J. H. Baughman	W. A. Carson	C. L. Daly
W. B. Belknap	C. B. Carver	Mormon B. Daniel
T. H. Benton	Lee Clark	J. R. Dorman
C. H. Berryman	Lonnie Cooper	E. J. Doss

James M. Durham	Mrs. H. G. Jorris	Caleb Page
D. E. Edwards	W. O. Keller	J. J. Patterson
D. W. Fowler	J. R. Kelly	Geo. W. Potter
Otto C. Gartin	Thos. H. King	W. H. Pryor
R. E. Glenn	Oscar Leibson	Clint Raymer
F. A. Gnau	W. W. Leslie	Philip J. Ryan
Whitsett Hall	Leon P. Lewis	C. W. Ryans
Lawrence Harmon	J. L. Manning	Chas. L. Seale
J. F. Harrison	Joe Martin	M. G. Slusher
C. W. Hawkins	Shelby Martin	W. R. Smith
Goebel B. Henson	H. J. Meyers	E. J. Snyder
H. B. Holland	J. S. Milliken	Frank L. Strange
S. K. Holland	T. R. Moore	J. G. Swearengin
Ira L. Horne	B. T. Morris	Mac Swinford
J. C. Hutcherson	L. P. Murphy	Chiles Van Antwerp
E. M. Johnson	Chas. N. McCarty	C. D. Vincent
Grover C. Johnson	J. L. McDavid	W. S. Wallen
W. W. Johnson	F. T. Nichols	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 487. An Act to establish State Primary Road Project Number ———, leading from at or near Radcliffe on the Dixie Highway, Hardin county, by the way of Wooldridge Ferry to Belmont, in Bullitt county.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from, at or near Radcliffe, in Hardin county, by the way of Wooldridge Ferry, to Bel-

mont, in Bullitt county, the same is hereby established and designated as a part of the primary system of State Highways, of the Commonwealth of Kentucky, to be known as State Primary Road Project No. ———.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of State Highways.

Ordered that said bill be read the third time.

The constitutional provision as to third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. J. Curtis	S. K. Holland
Wm. J. Arvin	J. L. Cushing	Ira L. Horne
W. O. Bach	C. L. Daly	J. C. Hutcherson
A. J. Baldridge	Mormon B. Daniel	E. M. Johnson
J. H. Baughman	J. R. Dorman	Grover C. Johnson
W. B. Belknap	E. J. Doss	W. W. Johnson
T. H. Benton	James M. Durham	Mrs. H. G. Jorris
C. H. Berryman	D. E. Edwards	W. O. Keller
W. P. Bowman	D. W. Fowler	J. R. Kelly
F. W. Bryant	Otto C. Gartin	Thos. H. King
J. R. Buckman	R. E. Glenn	Oscar Leibson
S. J. Bunger	F. A. Gnau	W. W. Leslie
W. A. Carson	Whitsett Hall	Leon P. Lewis
C. B. Carver	Lawrence Harmon	J. L. Manning
Lee Clark	J. F. Harrison	Joe Martin
Lonnie Cooper	C. W. Hawkins	Shelby Martin
Fred H. Coots	Goebel B. Henson	H. J. Meyers
J. D. Cox	H. B. Holland	J. S. Milliken

T. R. Moore	Geo. W. Potter	E. J. Snyder
B. T. Morris	W. H. Pryor	Frank L. Strange
L. P. Murphy	Clint Raymer	J. G. Swearengin
Chas. N. McCarty	Philip J. Ryan	Mac Swinford
J. L. McDavid	C. W. Ryans	Chiles Van Antwerp
F. T. Nichols	Chas. L. Seale	C. D. Vincent
Caleb Page	M. G. Slusher	W. S. Wallen
J. J. Patterson	W. R. Smith	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 489. An Act relating to roads and highways:

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That a project beginning at a point in the Sandy Hook-Grayson Road near the residence of F. M. Kitchen at the mouth of Deer Creek in Carter County, running East to the mouth of Coon Eye intersecting with the Birchfield-Fields Branch Road.

Also another project beginning at the South East end of the Rosedale Bridge in the Sandy Hook-Grayson Road running East crossing the Birchfield-Fields Branch Road and intersecting with the Road from Grayson to The Mayo Trail, at Williard near Oscar Triplett's store.

Also another project beginning at the mouth of Greenbrier near F. H. Fraley's residence in the Sandy Hook-Grayson road running east and intersecting with the Birchfield-Fields branch road on the borders of the I. Wilcox and W. E. McDavid farms, above projects to be known as projects Nos. ———, of the primary road system of Kentucky.

That the construction, maintenance, supervision and control of said roads shall be subject to all terms and conditions of the primary road system of the state highways as set forth in Chapter 17 of the Acts of the General Assembly of 1920.

Ordered that said bill be read the third time.

The constitutional provision as to third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Fred H. Coots	J. F. Harrison
Wm. J. Arvin	J. D. Cox	C. W. Hawkins
W. O. Bach	W. J. Curtis	Goebel B. Henson
A. J. Baldridge	J. L. Cushing	H. B. Holland
J. H. Baughman	C. L. Daly	S. K. Holland
W. B. Belknap	Mormon B. Daniel	Ira L. Horne
T. H. Benton	J. R. Dorman	J. C. Hutcherson
C. H. Berryman	E. J. Doss	E. M. Johnson
W. P. Bowman	James M. Durham	Grover C. Johnson
F. W. Bryant	D. E. Edwards	W. W. Johnson
J. R. Buckman	D. W. Fowler	Mrs. H. G. Jorris
S. J. Bunger	Otto C. Gartin	W. O. Keller
W. A. Carson	R. E. Glenn	J. R. Kelly
C. B. Carver	F. A. Gnau	Thos. H. King
Lee Clark	Whitsett Hall	Oscar Leibson
Lonnie Cooper	Lawrence Harmon	W. W. Leslie

Leon P. Lewis	J. L. McDavid	M. G. Slusher
J. L. Manning	F. T. Nichols	W. R. Smith
Joe Martin	Caleb Page	E. J. Snyder
Shelby Martin	J. J. Patterson	Frank L. Strange
H. J. Meyers	Geo. W. Potter	J. G. Swearengin
J. S. Milliken	W. H. Pryor	Mac Swinford
T. R. Moore	Clint Raymer	Chiles Van Antwerp
B. T. Morris	Philip J. Ryan	C. D. Vincent
L. P. Murphy	C. W. Ryans	W. S. Wallen
Chas. N. McCarty	Chas. L. Seale	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 495. An Act relating to roads and highways.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there be and is now established as a part of the primary road system of the Commonwealth of Kentucky, the following:

To be designated as Project Number ——, from Richardsville, Warren County, to Caneyville, Grayson County, by way of Youngs Ferry, Reedyville, Round Hill, Love, Lee and Ready.

Second. Said project thus established to be a part of the primary system of roads and be entitled to all the benefits and subject to all laws now and or hereafter in force with relation to same.

Ordered that said bill be read the third time.

The constitutional provision as to third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 496. An Act relating to roads and highways.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there be and now is established as a part of the primary road system of the Commonwealth of Kentucky, the following:

To be designated as Project Number ———, from Mt. Lebanon School House, Richardsville, Ky., by way of Region, Ky., and Threlkel.

Second. Said project thus established to be a part of the primary system of roads and be entitled to all benefits and subject to all laws now and or hereafter in force with relation to same.

Ordered that said bill be read the third time.

The constitutional provision as to third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 497. An Act relating to roads and highways; providing for making a part of a primary road system of the Commonwealth of Kentucky a project running from Murray via New Concord to the Tennessee River in Calloway County.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there shall be and now is established as a part of the primary road system of the Commonwealth of Kentucky, the following to be designated as Project No. ——, running from Murray via New Concord to the Tennessee River in Calloway County, Kentucky.

§ 2. The said project designated in section 1 of this act shall be a part of the primary system of highways and be entitled to all the benefits and subject to all the laws now or hereafter in force with relation to same and to be added to the project established in Chapter 17 of the Acts of the General Assembly of 1920 as amended by the Acts of the General Assembly of 1922 and 1924.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The years and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. H. Baughman	W. P. Bowman
Wm. J. Arvin	W. B. Belknap	F. W. Bryant
W. O. Bach	T. H. Benton	J. R. Buckman
A. J. Baldridge	C. H. Berryman	S. J. Bunger

W. A. Carson	Goebel B. Henson	L. P. Murphy
C. B. Carver	H. B. Holland	Chas. N. McCarty
Lee Clark	S. K. Holland	J. L. McDavid
Lonnie Cooper	Ira L. Horne	F. T. Nichols
Fred H. Coots	J. C. Hutcherson	Caleb Page
J. D. Cox	E. M. Johnson	J. J. Patterson
W. J. Curtis	Grover C. Johnson	Geo. W. Potter
J. L. Cushing	W. W. Johnson	W. H. Pryor
C. L. Daly	Mrs. H. G. Jorris	Clint Raymer
Mormon B. Daniel	W. O. Keller	Philip J. Ryan
J. R. Dorman	J. R. Kelly	C. W. Ryans
E. J. Doss	Thos. H. King	Chas. L. Seale
James M. Durham	Oscar Leibson	M. G. Slusher
D. E. Edwards	W. W. Leslie	W. R. Smith
D. W. Fowler	Leon P. Lewis	E. J. Snyder
Otto C. Gartin	J. L. Manning	Frank L. Strange
R. E. Glenn	Joe Martin	J. G. Swearengin
F. A. Gnau	Shelby Martin	Mac Swinford
Whitsett Hall	H. J. Meyers	Chiles Van Antwerp
Lawrence Harmon	J. S. Milliken	C. D. Vincent
J. F. Harrison	T. R. Moore	W. S. Wallen
C. W. Hawkins	B. T. Morris	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 510. An Act relating to roads and highways and describing and fixing a project to added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There is hereby established as a part of the State Highway primary system of highways in this Commonwealth the following route, to-wit: Leaving State Project No. 47, known as the Midland Trail at Kilgore, by way of Rush, Kentucky, down Trace Creek and intersecting the State Project No. 6, known as the Mayo Trail, at or near the mouth of Trace Creek.

The route thus established to be designated as Project No. ———, and to be entitled to and receive all the benefits with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	S. J. Bunger	J. R. Dorman
Wm. J. Arvin	W. A. Carson	E. J. Doss
W. O. Bach	C. B. Carver	James M. Durham
A. J. Baldridge	Lee Clark	D. E. Edwards
J. H. Baughman	Lonnie Cooper	D. W. Fowler
W. B. Belknap	Fred H. Coots	Otto C. Gartin
T. H. Benton	J. D. Cox	R. E. Glenn
C. H. Berryman	W. J. Curtis	F. A. Gnau
W. P. Bowman	J. L. Cushing	Whitsett Hall
F. W. Bryant	C. L. Daly	Lawrence Harmon
J. R. Buckman	Mormon B. Daniel	J. F. Harrison

C. W. Hawkins	Leon P. Lewis	W. H. Pryor
Goebel B. Henson	J. L. Manning	Clint Raymer
H. B. Holland	Joe Martin	Philip J. Ryan
S. K. Holland	Shelby Martin	C. W. Ryans
Ira L. Horne	H. J. Meyers	Chas. L. Seale
J. C. Hutcherson	J. S. Milliken	M. G. Slusher
E. M. Johnson	T. R. Moore	W. R. Smith
Grover C. Johnson	B. T. Morris	E. J. Snyder
W. W. Johnson	L. P. Murphy	Frank L. Strange
Mrs. H. G. Jorris	Chas. N. McCarty	J. G. Swearengin
W. O. Keller	J. L. McDavid	Mac Swinford
J. R. Kelly	F. T. Nichols	Chiles Van Antwerp
Thos. H. King	Caleb Page	C. D. Vincent
Oscar Leibson	J. J. Patterson	W. S. Wallen
W. W. Leslie	Geo. W. Potter	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 511. An Act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There is hereby established as a part of the State Highway primary system of highways in this Commonealth the

following route, to-wit: From Catlettsburg, Boyd County, by way of Catlettsburg Creek and across from same to Keys Creek, intersecting South Belmont St. in the city of Ashland, Kentucky.

The route thus established to be designated as project No. —, and to be entitled to and receive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the negative were—

Lewis Allen	J. L. Cushing	J. C. Hutcherson
Wm. J. Arvin	C. L. Daly	E. M. Johnson
W. O. Bach	Mormon B. Daniel	Grover C. Johnson
A. J. Baldridge	J. R. Dorman	W. W. Johnson
J. H. Baughman	E. J. Doss	Mrs. H. G. Jorris
W. B. Belknap	James M. Durham	W. O. Keller
T. H. Benton	D. E. Edwards	J. R. Kelly
C. H. Berryman	D. W. Fowler	Thos. H. King
W. P. Bowman	Otto C. Gartin	Oscar Leibson
F. W. Bryant	R. E. Glenn	W. W. Leslie
J. R. Buckman	F. A. Gnau	Leon P. Lewis
S. J. Bunger	Whitsett Hall	J. L. Manning
W. A. Carson	Lawrence Harmon	Joe Martin
C. B. Carver	J. F. Harrison	Shelby Martin
Lee Clark	C. W. Hawkins	H. J. Meyers
Lonnie Cooper	Goebel B. Henson	J. S. Milliken
Fred H. Coots	H. B. Holland	T. R. Moore
J. D. Cox	S. K. Holland	B. T. Morris
W. J. Curtis	Ira L. Horne	L. P. Murphy

Chas. N. McCarty	Clint Raymer	Frank L. Strange
J. L. McDavid	Philip J. Ryan	J. G. Swearengin
F. T. Nichols	C. W. Ryans	Mac Swinford
Caleb Page	Chas. L. Seale	Chiles Van Antwerp
J. J. Patterson	M. G. Slusher	C. D. Vincent
Geo. W. Potter	W. R. Smith	W. S. Wallen
W. H. Pryor	E. J. Snyder	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agree to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 512. An Act establishing and making the road leading from Cynthiana, in Harrison county, Kentucky, to Williamstown, in Grant county, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Cynthiana, in Harrison county, Kentucky, via Breckenridge and Renaker, in Harrison county, and Stringtown and Cordova, in Grant county, Kentucky, intersecting, the West Dixie Highway one mile south of Williamstown, Grant county, Kentucky, be and the same is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, and the con-

struction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in chapter 17, page 76, of the Acts of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts —78

Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agree to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 514. An Act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There is hereby established as a part of the state highway primary system of highways in this Commonwealth the following route, to-wit: Leaving State Project No. 6, known as the Mayo Trail, at the top of the hill, at the end of the present brick pavement, about one mile south of Catlettsburg, Boyd County, Kentucky, thence by way of Savage Branch, Lockwood, Buchhanan, Fullers and Potters to Two Mile Creek, thence up Two Mile Creek intersecting State Project No. 6, known as the Mayo Trail, at the crossing of Two Mile Creek about 2 miles north of Louisa, Lawrence County.

Also another road leaving the above described road, at a point between Buckhanan and Savage Branch and by way of Poverty Gap, and intersecting State Project No. 6, knewn as the Mayo Trail, at Alley.

The routes thus established to be designated as Projects No. — and — respectively, and to be entitled to and receive

all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 515. An Act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There is hereby established as a part of the state highway primary system of highways in this Commonwealth the following route, to-wit: Leaving State Project No. 47, known as the Midland Trail, at Princess, thence down Williams Creek to East Fork, and up East Fork and across the gap at the head of Hoods Creek, thence down Hoods Creek by the way of Belfont Country Club, in Greenup County, thence intersecting the State Project No. 20, known as the Ashland-Greenup road, at the intersection of the Belfont Country Club road.

The route thus established to be designated as Project No. —, and to be entitled to and receive all the benefits of such laws as are now or may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 521. An Act creating and establishing as a part of the primary system of the state highways of the Commonwealth of Kentucky a road leading from Frankfort, in Franklin county, via Peaks Mill to Swallowfield, in Owen county, to be known and designated as project No. 60a.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby created and established as a part of the primary system of state highways of the Commonwealth of Kentucky a road leading from Frankfort, in Franklin county, to Swallowfield, in Franklin county, and connecting with project number 60 at the latter point, said road to follow as nearly as practical the present Frankfort and Peaks Mill road to Peaks Mill and thence as nearly as practical the Camp Pleasant pike to Swallowfield.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and naye being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 530. An Act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky, a road running from Creelsboro, on the Cumberland River, in Russell County, Kentucky, via Russell Springs and Webb's Cross Roads to Dunville, in Casey County, Kentucky, said road to be designated by the State Highway Department with an appropriate project number.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky a road leading from Creelsboro, on the Cumberland River, in Russell County, Kentucky, via Russell Springs and Webb's Cross Roads to Dunville, in Casey County, Kentucky.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to, and controlled by all the terms and conditions set out and provided for in chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of state highways, the same as though said road had been named in said original act as one of the projects of said primary system of state highways.

§ 3. The Highway Commission is hereby directed to assign to the above road an appropriate project number.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 543. An Act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky, a road running from Ucum, on the Cumberland River, in Russell County, Kentucky, via Kendall to Jamestown, Russell County, Kentucky, said road to be designated by the State Highway Department with an appropriate project number.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky a road leading from Ucum, on the Cumberland River, in Russell County, Kentucky, via Kendall to Jamestown, Russell County, Kentucky.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to, and controlled by all the terms and conditions set out and provided for in chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of state highways, the same as though said road had been named in said original act as one of the projects of said primary system of state highways.

§ 3. The Highway Commission is hereby directed to assign to the above road an appropriate project number.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the tilte thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 531. An Act creating and establishing as a part of the primary system of highways of the state of Kentucky that part of the Old Bardstown and Green river turnpike between the village of White City near the top of Muldraugh's Hill and the town of Buffalo, in Larue county, to be known as project No. —.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there be created and established as a part of the primary system of roads of the state of Kentucky, that part of the old Bardstown and Green river turnpike, beginning at the village of White City, near the top of Muldraugh's Hill in Larue county and following as nearly as practicable said turnpike to the town of Buffalo, and there connecting with the Jackson Highways, to be known as project No. —.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	T. H. Benton	W. A. Carson
Wm. J. Arvin	C. H. Berryman	C. B. Carver
W. O. Bach	W. P. Bowman	Lee Clark
A. J. Baldridge	F. W. Bryant	Lonnie Cooper
J. H. Baughman	J. R. Buckman	Fred H. Coots
W. B. Belknap	S. J. Bunger	J. D. Cox

W. J. Curtis	J. C. Hutcherson	J. L. McDavid
J. L. Cushing	E. M. Johnson	F. T. Nichols
C. L. Daly	Grover C. Johnson	Caleb Page
Mormon B. Daniel	W. W. Johnson	J. J. Patterson
J. R. Dorman	Mrs. H. G. Jorris	Geo. W. Potter
E. J. Doss	W. O. Keller	W. H. Pryor
James M. Durham	J. R. Kelly	Clint Raymer
D. E. Edwards	Thos. H. King	Philip J. Ryan
D. W. Fowler	Oscar Leibson	C. W. Ryans
Otto C. Gartin	W. W. Leslie	Chas. L. Seale
R. E. Glenn	Leon P. Lewis	M. G. Slusher
F. A. Gnau	J. L. Manning	W. R. Smith
Whitsett Hall	Joe Martin	E. J. Snyder
Lawrence Harmon	Shelby Martin	Frank L. Strange
J. F. Harrison	H. J. Meyers	J. G. Swearengin
C. W. Hawkins	J. S. Milliken	Mac Swinford
Goebel B. Henson	T. R. Moore	Chiles Van Antwerp
H. B. Holland	B. T. Morris	C. D. Vincent
S. K. Holland	L. P. Murphy	W. S. Wallen
Ira L. Horne	Chas. N. McCarty	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr: Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Commitee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 544. An Act establishing a road from Russellville in Logan County, Kentucky to Orondorff's Mill over the route known as the Orondorff's Mill as a State Primary Road and designating said project as project No. —.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of the State Highways of the Commonwealth of Kentucky a road to lead from Russellville in Logan County, Kentucky (over the route known as the Orondorff's Mill Road) to Orondorff's Mill. The construction, maintenance, supervision and control of said road shall be subject to all terms and conditions set out and provided for in Chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of State Highways.

§ 2. Said project shall be designated and known as Project No. —

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	S. J. Bunger	J. R. Dorman
Wm. J. Arvin	W. A. Carson	E. J. Doss
W. O. Bach	C. B. Carver	James M. Durham
A. J. Baldridge	Lee Clark	D. E. Edwards
J. H. Baughman	Lonnie Cooper	D. W. Fowler
W. B. Belknap	Fred H. Coots	Otto C. Gartin
T. H. Benton	J. D. Cox	R. E. Glenn
C. H. Berryman	W. J. Curtis	F. A. Gnau
W. P. Bowman	J. L. Cushing	Whitsett Hall
F. W. Bryant	C. L. Daly	Lawrence Harmon
J. R. Buckman	Mormon B. Daniel	J. F. Harrison

C. W. Hawkins	W. W. Leslie	W. H. Pryor
Goebel B. Henson	J. L. Manning	Clint Raymer
H. B. Holland	Joe Martin	Philip J. Ryan
S. K. Holland	Shelby Martin	C. W. Ryans
Ira L. Horne	H. J. Meyers	Chas. L. Seale
J. C. Hutcherson	J. S. Milliken	M. G. Slusher
E. M. Johnson	T. R. Moore	W. R. Smith
Grover C. Johnson	B. T. Morris	E. J. Snyder
W. W. Johnson	L. P. Murphy	Frank L. Strange
Mrs. H. G. Jorris	Chas. N. McCarty	J. G. Swearengin
W. O. Keller	J. L. McDavid	Mac Swinford
J. R. Kelly	F. T. Nichols	Chiles Van Antwerp
Thos. H. King	Caleb Page	C. D. Vincent
Oscar Leibson	J. J. Patterson	W. S. Wallen
Leon P. Lewis	Geo. W. Potter	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 555. An Act relating to roads.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and now is established as a part of the primary road system of the Commonwealth of Kentucky, the following to be designated as Project No. 32 from Paints-

ville, Johnson County, Kentucky, to West Liberty, Morgan County, Kentucky, as follows:

Beginning at the mouth of Mudd Lick Branch, at the point of intersection with Project No. 34, thence up Mudd Lick Creek by way of Red Bush post office and Relief post office; then by Elk Fork and Licking River to West Liberty.

§ 2. Said project thus established to be a part of the primary system of roads and be entitled to all the benefits and subject to all laws now or hereafter in force with relation to same, and to be added to the projects established by Chapter 17 of Acts of 1920 as amended.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lonnie Cooper	Whitsett Hall
Wm. J. Arvin	Fred H. Coots	Lawrence Harmon
W. O. Bach	J. D. Cox	J. F. Harrison
A. J. Baldridge	W. J. Curtis	C. W. Hawkins
J. H. Baughman	J. L. Cushing	Goebel B. Henson
W. B. Belknap	C. L. Daly	H. B. Holland
T. H. Benton	Mormon B. Daniel	S. K. Holland
C. H. Berryman	J. R. Dorman	Ira L. Horne
W. P. Bowman	James M. Durham	J. C. Hutcherson
F. W. Bryant	E. J. Doss	E. M. Johnson
J. R. Buckman	D. E. Edwards	Grover C. Johnson
S. J. Bunger	D. W. Fowler	W. W. Johnson
W. A. Carson	Otto C. Gartin	Mrs. H. G. Jorris
C. B. Carver	R. E. Glenn	W. O. Keller
Lee Clark	F. A. Gnau	J. R. Kelly

Thos. H. King	L. P. Murphy	Chas. L. Seale
Oscar Leibson	Chas. N. McCarty	M. G. Slusher
W. W. Leslie	J. L. McDavid	W. R. Smith
Leon P. Lewis	F. T. Nichols	E. J. Snyder
J. L. Manning	Caleb Page	Frank L. Strange
Joe Martin	J. J. Patterson	J. G. Swearengin
Shelby Martin	Geo. W. Potter	Mac Swinford
H. J. Meyers	W. H. Pryor	Chiles Van Antwerp
J. S. Milliken	Clint Raymer	C. D. Vincent
T. R. Moore	Philip J. Ryan	W. S. Wallen
B. T. Morris	C. W. Ryans	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 558. An Act adding additional road projects to the present state primary system of roads.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There shall be added to the present primary system of state highways, the following road project:

From the highway near John T. Noffsinger to Hannah's Bridge on Pond River, in the county of Muhlenberg, via Gishton and Earles.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title therefore be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 561. An Act to establish a new State Primary Road Project beginning at Falmouth, the county seat of Pendleton County, and extending to Lennoxburg, by way of Wampum, approximately eight miles.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Falmouth, Pendleton County, Kentucky, to Lennoxburg on the State Primary Road Project No. 57, by way of Wampum, approximately eight miles in length, be and the same is hereby established and designated as a part of the Primary System of State Highways of the Commonwealth of Kentucky, to be known as State Primary Road Project No. —.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a Primary System of State Highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 562. An Act to establish a new primary project beginning at Morris, in Bracken County, on state project No. 57 and running via Johnsonville to Bradford Post Office on the C. & O. Railroad and State Project No. 106.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Morris in Bracken County, Kentucky, State Project No. 57, by way of Johnsville to Bradford Post Office on the Chesapeake and Ohio Railroad and State Project No. 106, approximately six miles in length, be and the same is hereby established and designated as a part of the Primary System of State Highways of the Commonwealth of Kentucky, to be known as State Primary Road Project No. —.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establshing and creating a Primary System of State Highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and neys being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	T. H. Benton	W. A. Carson
Wm. J. Arvin	C. H. Berryman	C. B. Carver
W. O. Bach	W. P. Bowman	Lee Clark
A. J. Baldridge	F. W. Bryant	Lonnie Cooper
J. H. Baughman	J. R. Buckman	Fred H. Coots
W. B. Belknap	S. J. Bunger	J. D. Cox

W. J. Curtis	J. C. Hutcherson	J. L. McDavid
J. L. Cushing	E. M. Johnson	F. T. Nichols
C. L. Daly	Grover C. Johnson	Caleb Page
Mormon B. Daniel	W. W. Johnson	J. J. Patterson
J. R. Dorman	Mrs. H. G. Jorris	Geo. W. Potter
E. J. Doss	W. O. Keller	W. H. Pryor
James M. Durham	J. R. Kelly	Clint Raymer
D. E. Edwards	Thos. H. King	Philip J. Ryan
D. W. Fowler	Oscar Leibson	C. W. Ryans
Otto C. Gartin	W. W. Leslie	Chas. L. Seale
R. E. Glenn	Leon P. Lewis	M. G. Slusher
F. A. Gnau	J. L. Mannfig	W. R. Smith
Whitsett Hall	Joe Martin	E. J. Snyder
Lawrence Harmon	Shelby Martin	Frank L. Strange
J. F. Harrison	H. J. Meyers	J. G. Swearengin
C. W. Hawkins	J. S. Milliken	Mac Swinford
Goebel B. Henson	T. R. Moore	Chiles Van Antwerp
H. B. Holland	B. T. Morris	C. D. Vincent
S. K. Holland	L. P. Murphy	W. S. Wallen
Ira L. Horne	Chas. N. McCarty	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Commitee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 563. An Act creating a new State Primary Road Project to be known as Project No. —, leading from Liberty in Casey County, Kentucky, to Campbellsville, Taylor County, Kentucky, approximately 28 miles.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Liberty, the county seat of Casey County, Kentucky, to Campbellsville, the county seat of the adjoining county of Taylor, Kentucky, approximately 28 miles in length, be and the same is hereby established and designated as a part of the Primary System of State Highways of the Commonwealth of Kentucky, to be known as State Primary Road Project No. —.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a Primary System of State Highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. P. Bowman	Fred H. Coots
Wm. J. Arvin	F. W. Bryant	J. D. Cox
W. O. Bach	J. R. Buckman	W. J. Curtis
A. J. Baldridge	S. J. Bunger	J. L. Cushing
J. H. Baughman	W. A. Carson	C. L. Daly
W. B. Belknap	C. B. Carver	Mormon B. Daniel
T. H. Benton	Lee Clark	J. R. Dorman
C. H. Berryman	Lonnie Cooper	E. J. Doss

James M. Durham	Mrs. H. G. Jorris	Caleb Page
D. E. Edwards	W. O. Keller	J. J. Patterson
D. W. Fowler	J. R. Kelly	Geo. W. Potter
Otto C. Gartin	Thos. H. King	W. H. Pryor
R. E. Glenn	Oscar Leibson	Clint Raymer
F. A. Gnau	W. W. Leslie	Philip J. Ryan
Whitsett Hall	Leon P. Lewis	C. W. Ryans
Lawrence Harmon	J. L. Manning	Chas. L. Seale
J. F. Harrison	Joe Martin	M. G. Slusher
C. W. Hawkins	Shelby Martin	W. R. Smith
Goebel B. Henson	H. J. Meyers	E. J. Snyder
H. B. Holland	J. S. Milliken	Frank L. Strange
S. K. Holland	T. R. Moore	J. G. Swearengin
Ira L. Horne	B. T. Morris	Mac Swinford
J. C. Hutcherson	L. P. Murphy	Chiles Van Antwerp
E. M. Johnson	Chas. N. McCarty	C. D. Vincent
Grover C. Johnson	J. L. McDavid	W. S. Wallen
W. W. Johnson	F. T. Nichols	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took for consideration from the Orders of the Day a bill entitled:

H. B. 564. An Act relating to roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and is now established as a part of the primary road system of the Commonwealth of Kentucky, the following:

To be designated as Project Number ——, from Rochester to Caneyville by way of Mining City, Morgantown, Welcome, and Tilford.

§ 2. Said project thus established to be a part of the primary system of roads and be entitled to all the benefits and subject to all laws now and or hereafter in force with relation to same.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. L. Cushing	J. C. Hutcherson
Wm. J. Arvin	C. L. Daly	E. M. Johnson
W. O. Bach	Mormon B. Daniel	Grover C. Johnson
A. J. Baldridge	J. R. Dorman	W. W. Johnson
J. H. Baughman	E. J. Doss	Mrs. H. G. Jorris
W. B. Belknap	James M. Durham	W. O. Keller
T. H. Benton	D. E. Edwards	J. R. Kelly
C. H. Berryman	D. W. Fowler	Thos. H. King
W. P. Bowman	Otto C. Gartin	Oscar Leibson
F. W. Bryant	R. E. Glenn	W. W. Leslie
J. R. Buckman	F. A. Gnau	Leon P. Lewis
S. J. Bunger	Whitsett Hall	J. L. Manning
W. A. Carson	Lawrence Harmon	Joe Martin
C. B. Carver	J. F. Harrison	Shelby Martin
Lee Clark	C. W. Hawkins	H. J. Meyers
Lonnie Cooper	Goebel B. Henson	J. S. Milliken
Fred H. Coots	H. B. Holland	T. R. Moore
J. D. Cox	S. K. Holland	B. T. Morris
W. J. Curtis	Ira L. Horne	L. P. Murphy

Chas. N. McCarty	Clint Raymer	Frank L. Strange
J. L. McDavid	Philip J. Ryan	J. G. Swearengin
F. T. Nichols	C. W. Ryans	Mac Swinford
Caleb Page	Chas. L. Seale	Chiles Van Antwerp
J. J. Patterson	M. G. Slusher	C. D. Vincent
Geo. W. Potter	W. R. Smith	W. S. Wallen
W. H. Pryor	E. J. Snyder	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 565. An Act relating to roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and is now established as a part of the primary road system of the Commonwealth of Kentucky, the following:

To be designated as Project Number ——, road from Davis Cross Roads, on the Russellville and Morgantown road, to a point on the Lewisburg and Rochester road near Quality, distance about six miles.

§ 2. Said project thus established to be a part of the primary system of roads and be entitled to all the benefits and subject to all laws now and or hereafter in force with relation to same.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Marmon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 568. An Act establishing and making the road leading from Lietchfield in Grayson County, by way of Blue Knob and Holly to Evileigh, a part of the primary system of the state highways of the Commonwealth of Kentucky, and designating the said road as Project No. ——.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Leitchfield, Grayson County, Kentucky, by way of Blue Knob and Holly, to Evileigh, a distance of nine miles, be and the same is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said road shall be subject to the terms and conditions set out and provided for in Chapter 17, page 76, of the Acts of 1920, establishing and creating a primary system of state highways.

§ 2. Said road shall be designated and known as state primary road Project No. ——.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 569. An Act establishing and making the road from Wickliffe, Ky., via Blandville, Lovelaceville, Symsonia and Benton to Eggner's Ferry a part of the primary system of state highways of the Commonwealth of Kentucky and designating said road as Project No. 1½.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Wickliffe, in Ballard County, Kentucky, via Blandville, Lovelaceville in Ballard County, Symsonia in Graves County, and Benton in Marshall County and thence to Eggner's Ferry on the Tennessee River in Marshall County be and the same is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17, page 76, of the Acts of 1920, establishing and creating a primary system of highways.

§ 2. Said road shall be designated as Project No. 1½.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
H. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Reserved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 572. An Act to amend an act entitled, "An act relating to roads and bridges," being Chapter 17 of the Acts of the General Assembly of 1920.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That an act entitled, "An Act relating to roads and bridges" and known as Chapter 17 of the Acts of 1920, be amended by adding Project No. —— to section 5 of said act. Said Project No. —— being described as follows:

Project No. ——. That the road from Morganfield, Kentucky, a point on Project No. 8 to Uniontown, Kentucky, on the Ohio River, be added to the state primary system of public roads and known as Project No. ——.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. H. Baughman	W. P. Bowman
Wm. J. Arvin	W. B. Belknap	F. W. Bryant
W. O. Bach	T. H. Benton	J. R. Buckman
A. J. Baldridge	C. H. Berryman	S. J. Bunger

W. A. Carson	Goebel B. Henson	L. P. Murphy
C. B. Carver	H. B. Holland	Chas. N. McCarty
Lee Clark	S. K. Holland	J. L. McDavid
Lonnie Cooper	Ira L. Horne	F. T. Nichols
Fred H. Coots	J. C. Hutcherson	Caleb Page
J. D. Cox	E. M. Johnson	J. J. Patterson
W. J. Curtis	Grover C. Johnson	Geo. W. Potter
J. L. Cushing	W. W. Johnson	W. H. Pryor
C. L. Daly	Mrs. H. G. Jorris	Clint Raymer
Marmon B. Daniel	W. O. Keller	Philip J. Ryan
J. R. Dorman	J. R. Kelly	C. W. Ryans
E. J. Doss	Thos. H. King	Chas. L. Seale
James M. Durham	Oscar Leibson	M. G. Slusher
D. E. Edwards	W. W. Leslie	W. R. Smith
D. W. Fowler	Leon P. Lewis	E. J. Snyder
Otto C. Gartin	J. L. Manning	Frank L. Strange
R. E. Glenn	Joe Martin	J. G. Swearengin
F. A. Gnau	Shelby Martin	Mac Swinford
Whitsett Hall	H. J. Meyers	Chiles Van Antwerp
Lawrence Harmon	J. S. Milliken	C. D. Vincent
J. F. Harrison	T. R. Moore	W. S. Wallen
C. W. Hawkins	B. T. Morris	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered that that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 580. An Act relating to roads and highways and describing and fixing a project to be added to the state primary system of roads and highways:

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of highways in this Commonwealth th efollowing route, to-wit: Beginning at a point where the Helena pike and the Maysville and Lexington highway intersects in the town of Mayslick, Mason County, Kentucky; thence with said Helena pike by way of the village of Helena, Mason County, Kentucky, to the village of Wedonia, in said Mason County, to a point where said road as now established intersects the Fields Highway at said village of Wedonia.

§ 2. This said project is to be known and designated as Project No. ——, and the route as thus established shall be entitled to and receive all the benefits of such laws as are now, or may hereafter be in effect with relation to the primary system of state highways of the Commonwealth of Kentucky; and the construction, maintenance, supervision and control of said road shall be subjected to all the terms and conditions set out and provided for in the act establishing and creating a primary system of state highways in the Commonwealth of Kentucky.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
H. J. Baldridge	F. H. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	L. P. F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. H. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	F. J. Snyder
J. G. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Marmon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. G. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 581. An Act to establish a new state primary road project to be known as Project No. ——, leading from a point near Bremen, in Muhlenberg County, and leading by way of Scott Gravyard, Gish School House and Millport to a point in state primary Project No. 55, near the Muhlenberg-McLean county line.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from a point in state primary road Project No. 10, near Bremen, Muhlenberg County, by way of Scott Graveyard, Gish School House, School District No. —, and Millport to a point on state primary road Project No. 55 near the Muhlenberg and McLean county line, being approximately six miles length, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky, to be known as state primary road Project No. ————.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the voe by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 583. An Act relating to public roads and amending Section 4356t-5 of article II of Chapter 110 of Kentucky Statutes 1922 Edition by adding thereto, as Project No.——, extending from Kirkmansville, in Todd county, to Clifty, in Todd county.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4356t-5 of Article II of Chapter 110 of Kentucky Statutes, 1922 Edition, relating to public roads, be amended by adding and inserting the following Project No. ——, extending from Kirkmansville, in Todd county, to Clifty, in said county, and connecting the public highway leading from Greenville, via Kirkmansville, to Elkton, with the public highway leading from Greenville, via Clifty, to Elkton.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	A. J. Baldridge	T. H. Benton
Wm. J. Arvin	J. H. Baughman	C. H. Berryman
W. O. Bach	W. B. Belknap	W. P. Bowman

F. W. Bryant	J. F. Harrison	B. T. Morris
J. R. Buckman	C. W. Hawkins	L. P. Murphy
S. J. Bunger	Goebel B. Henson	Chas. N. McCarty
W. A. Carson	H. B. Holland	J. L. McDavid
C. B. Carver	S. K. Holland	F. T. Nichols
Lee Clark	Ira L. Horne	Caleb Page
Lonnie Cooper	J. C. Hutcherson	J. J. Patterson
Fred H. Coots	E. M. Johnson	Geo. W. Potter
J. D. Cox	Grover C. Johnson	W. H. Pryor
W. J. Curtis	W. W. Johnson	Clint Raymer
J. L. Cushing	Mrs. H. G. Jorris	Philip J. Ryan
C. L. Daly	W. O. Keller	C. W. Ryans
Mormon B. Daniel	J. R. Kelly	Chas. L. Seale
J. R. Dorman	Thos. H. King	M. G. Slusher
E. J. Doss	Oscar Leibson	W. R. Smith
James M. Durham	W. W. Leslie	E. J. Snyder
D. E. Edwards	Leon P. Lewis	Frank L. Strange
D. W. Fowler	J. L. Manning	J. G. Swearengin
Otto C. Gartin	Joe Martin	Mac Swinford
R. E. Glenn	Shelby Martin	Chiles Van Antwerp
F. A. Gnau	H. J. Meyers	C. D. Vincent
Whitsett Hall	J. S. Milliken	W. S. Wallen
Lawrence Harmon	T. R. Moore	T. B. Watts

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Resolved that title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be recommended and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 590. An Act to amend Chapter 200 of Acts of the General Assembly of the Commonwealth of Kentucky, of the 1924 session, which relates to roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Chapter 260 of the Acts of 1924 session of the General Assembly of the Commonwealth of Kentucky, which relates to roads and highways, be amended and re-enacted so that said act so amended shall read as follows:

"That there be and now is established as a part of the primary system of roads and highways Project No. ———, to be as follows: Beginning at Scottsville, Allen county, Kentucky, and extending to Britt's Mill, by way of Settle. Said project when thus established shall be added to the projects established by Chapter 17 of the Acts of 1920."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 606. An Act creating and establishing as a part of the primary system of the state highways of the Commonwealth of Kentucky a road leading from Eggner's Ferry in Marshall County, via Briensburg and Palma to McCracken County line, to be known and designated as Project No. ——.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there is hereby created and established as a part of the primary system of state highways of the Commonwealth of Kentucky a road leading from Eggner's Ferry, Marshall County, via Briensburg and Palma to McCracken County line.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 607. An Act relating to public roads and amending Section 4356t-5 of Article II of Chapter 110 of Kentucky Statutes, 1922 Edition, by adding therto, as Project Nos. ——, the road extending from Tennessee street, Paducah, via Florence or Fremont, Boaz, Viola to the Mayfield-Paducah road in Graves and McCracken counties, and the road from Paducah to Blandville in McCracken and Ballard counties.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4356t-5 of Article II of Chapter 110 of Kentucky Statutes, 1922 Edition, relating to public roads, be amended by adding and inserting the following projects: The road extending from Tennessee street, Paducah, via Florence or Fremont, Boaz, Viola to the Mayfield-Paducah road in Graves and McCracken counties, to be designated as Project No. ——, and the road extending from Jackson street, Paducah,via Gage to Blandville, in the counties of McCracken and Ballard, to be designated No. ——.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	Mac Swinford
Mormon B. Daniel	W. W. Leslie	J. G. Swearengin
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 608. An Act establishing a state primary road project.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That a road leading from a point in McCracken county on the Ohio river, known as the Metropolis landing, to a point at or near Dukedom, Kentucky, on the Kentucky and Tennessee state line, in Graves county, by the most direct or practical or economical route, following as near as practical the established Meridian line, by way of Pryorsburg, Kentucky, south to a point on the Kentucky and Tennessee state line near Dukedom, Kentucky. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in Chapter 17 of the acts of the General Assembly of 1920, establishing and creating the primary system of state highways.

Said road shall be designated and known as state Project No. ———.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Geo. W. Potter
S. J. Bunger	Ira L. Horne	W. H. Pryor
W. A. Carson	J. C. Hutcherson	Clint Raymer
C. B. Carver	E. M. Johnson	Philip J. Ryan
Lee Clark	Grover C. Johnson	C. W. Ryans
Lonnie Cooper	W. W. Johnson	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	M. G. Slusher
J. D. Cox	W. O. Keller	W. R. Smith
W. J. Curtis	J. R. Kelly	E. J. Snyder
J. L. Cushing	Thos. H. King	Frank L. Strange
C. L. Daly	Oscar Leibson	J. G. Swearengin
Mormon B. Daniel	W. W. Leslie	Mac Swinford
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Glenn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Glenn moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, MARCH 9, 1926.

The House was opened with prayer by the Reverend J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The roll was called and the following members answered to their names, viz:

Lewis Allen	J. O. Evans	A. M. Mercer
W. B. Ardery	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	Otto C. Gartin	H. H. Miller
W. O. Bach	R. E. Glenn	J. S. Milliken
A. J. Baldridge	F. A. Gnau	T. R. Moore
J. H. Baughman	Whitsett Hall	B. T. Morris
T. H. Benton	Lawrence Harmon	L. P. Murphy
Shaler Berry	J. F. Harrison	Chas. N. McCarty
W. P. Bowman	C. W. Hawkins	J. L. McDavid
D. F. Brown	J. M. Hayse	W. J. McGill
Geo. A. Brown	Goebel B. Henson	F. T. Nichols
F. W. Bryant	H. M. Holbrook	Smith Park
J R. Buckman	H. B. Holland	J. J. Patterson
W. G. Buckner	S. K. Holland	Jas. J. Peters
S. J. Bunger	Ira L. Horne	Geo. W. Potter
W. H. Carson	J. C. Hutcherson	W. H. Pryor
C. B. Carver	E. M. Johnson	H. A. Pulliam
Lee Clark	Grover C. Johnson	R. R. Rogers
Lonnie Cooper	W. W. Johnson	Philip J. Ryan
Fred H. Coots	D. C. Jones	M. G. Slusher
J. D. Cox	Mrs. H. G. Jorris	W. R. Smith
J. S. Cruse	W. O. Keller	E. J. Snyder
W. J. Curtis	J. R. Kelly	Frank L. Strange
J. G. Cushing	Thos. H. King	J. G. Swearengin
C. L. Daly	Oscar Leibson	Mac Swinford
Mormon B. Daniel	W. W. Leslie	J. L. Valandingham
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Mannnig	C. D. Vincent
James M. Durham	Joe Martin	W. S. Wallen
D. E. Edwards	Shelby Martin	T. B. Watts

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz:

S. B. 228. An Act to establish a State Trade and Training School for Negroes in the section of Kentucky, known as Normal District No. 2, to create a Board of Regents for the general management thereof; which shall determine the requirements for admission and graduation and the course of study for said school; to create a commission which shall determine the location of said school; and to appropriate funds for its maintenance.

S. B. 354. An Act to require contractors, when dealing with any commission, department, institution or agency of the State, to disclose the name or names of each and every salesman, broker, attorney, agent or sub-agent, or other representative, requiring the registration of such representatives; and providing penalties for the violation of this Act.

S. B. 146. An Act relating to the conveyance of the Zachary Taylor Burial Grounds, and approaches thereto, to the United States of America for national cemetery purposes.

S. B. 371. An Act to amend Sec. 50, 1910, Kentucky Statutes, relating to elections.

S. B. 381. An Act relating to the government of cities of the second class by repealing and re-enacting Sections 5, 6, 7, 8, and 11 of an Act of the General Assembly approved March 21, 1910, being Chapter 50 of the Acts of 1910, entitled "An Act to amend an Act entitled 'An Act for the Government of cities of the second class in the Commonwealth of Kentucky, etc.' "

S. B. 139. An Act relating to the transportation of persons for compensation over ferries and bridges, etc.

S. B. 399. An Act to change the name of the State Institution for the Feeble-Minded to "The State Custodial Home."

S. B. 398. An Act to change the name of the Houses of Reform for Boys and the name of the Houses of Reform for Girls.

S. B. 260. An Act to amend and re-enact Section 3096 of the Kentucky Statutes, Carroll's 1915 Edition, relating to the improvement of streets, public ways, grounds and sidewalks in cities of the second class.

S. B. 154. An Act to amend Sections 2, 4, 12, 13, 24, 55, 59 and 74 of an Act entitled "An Act to provide an elective system of Workmen's Compensation for Industrial Accidents," etc.

S. B. 208. An Act relating to the fiscal administration of the Commonwealth of Kentucky; providing for a budget system, depositing funds and balances in the State Treasury, authorization of expenditures, and other matters in connection therewith; creating a budget commission, State budget officer and providing their duties, providing for the duties of the Auditor of Public Accounts and other officers, and repealing Chapter 12 of the Acts of 1918 of the General Assembly of Kentucky, and providing for penalties for the violation of the provisions of this Act.

S. B. 241. An Act to amend Sec. 691 of the Kentucky Statutes, relating to the time of filing of annual statements by insurance companies other than life, and to amend Section 4229 (1) of the Kentucky Statutes, relating to the time of paying taxes by insurance companies other than life.

S. B. 285. An Act to provide additional means for the constructive service of process against non-residents and others and to shorten the time required for such service.

S. B. 319. An Act increasing and fixing the salary of District Detectives to the Commonwealth's Attorney, and Supervisor of Parents, in counties in this Commonwealth containing a population of more than two hundred thousand.

S. B. 51. An Act to amend Sec. 41 of Chapter 33 of the Acts of the General Assembly of 1922, relating to intoxicating liquors, etc.

S. B. 114. An Act to amend an Act entitled "An Act concerning vacant and unappropriated lands," approved Feb. 2, 1893, and declaring an emergency to exist.

S. B. 303. An Act fixing the salary of sheriffs in counties having an assessment of one hundred million dollars or over, a city of the second class, and comprising a separate judicial district; appointing the number of deputies and clerical assistants and fixing salaries; manner of payment; allowing expenses of office; manner of payment and providing for the payment of all monies received by the sheriff to the county treasurer.

S. B. 270. An Act to prevent fraud, deceit, or imposition in the sale or disposition of contracts, stocks, bonds, or written evidence of debt, certificates showing present or future interest in any property or business enterprise or venture, or other securities sold or offered for sale within the Commonwealth of Kentucky by any person, persons, partnership, company, association, trust or corporation, foreign or domestic; etc.

Said bills were ordered printed and referred to,

Committee on Rules.

Mr. Meyers of the Committee on Rules, to which same had been referred, reported bills of the following titles, viz:

S. Res. 26. Resolution inviting Governor Harding of Iowa to address the General Assembly.

S. B. 261. An Act enabling the fiscal court or county commissioners of each county to establish and maintain a county crippled children's bureau.

S. B. 277. An Act to fix and regulate the time of holding the terms of the Circuit Courts in the Fifth Judicial District.

S. B. 234. An Act to regulate letting, hiring and using motor vehicles and to prevent the improper and unauthorized use of, or fraud, misrepresentation or deception by those letting or procuring such vehicles and fixing the penalties for violating.

S. B. 223. An Act to amend and re-enact Sec. 2946, Kentucky Statutes, relating to salary of stenographer in police courts in cities of the first class.

S. B. 289. An Act prescribing certain duties for each county court clerk of the Commonwealth of Kentucky to perform with reference to the tax books and prescribing his compensation therefor.

S. B. 88. An Act to appropriate $10,000.00 for the purpose of building a road from the public highway to the Perryville Battlefield and to provide for the erection of a Caretaker's House thereon, and to provide for the maintenance and improvement of the monument and surrounding grounds.

S. B. 89. An Act regulating common carriers and prescribing the duties and powers of the Railroad Commission with reference thereto, etc.

S. B. 307. An Act prohibiting blackmail, defining same, and prescribing penalties therefor.

S. B. 61. An Act for the protection and conservation of game, fish and fur-bearing animals.

S. B. 167. An Act regulating the depositing of funds of the Commonwealth of Kentucky collected by county and district officials and trustees of the jury fund and providing a manner of keeping a daily record thereof and fixing penalties for failure to keep such record or to make such deposit and for converting such funds to such officers' individual use.

S. B. 322. An Act to amend section 5 of Chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Edition, Kentucky Statutes, relating to roads and highways and establishing and creating project 10D, known as the Fort Donaldson Trail.

S. B. 390. An Act relating to the exemption of property from taxation; providing for the repeal, amending and reenactment of section 4026, Kentucky Statutes, and repealing all laws in conflict therewith.

S. B. 296. An Act to provide for the designation of Special Judges to preside over the circuit courts of this Commonwealth, by the Chief Justice upon a commission to be issued by the Governor, fixing their compensation and expenses, defining the conditions under which they may be appointed and the jurisdiction which they may exercise, and providing for the designation of special judges by agreement and fixing their compensation.

S. B. 297. An Act providing for the working of prisoners confined in the prisons of the State on state highways and bridges, constructed or maintained by the State Highway Commission; providing for the care, supervision, guarding, maintenance, transportation and housing of such prisoners while so engaged and for the cost and expense thereof; pro-

viding for compensation to such prisoners and their dependent families; and authorizing the State Board of Charities and Corrections to lease or purchase farm lands for the working of convicts or inmates thereon, when funds are available and have been appropriated by the Legislature therefor; and repealing chapter 34 of the Acts of the General Assembly of 1922.

S. B. 290. An Act to amend section 822, subdivision III, corporations—private, Carroll's Edition of Kentucky Statutes, Railroad Commission.

H. B. 499. An Act making provisions for examinations of teachers and for the issue, validation, and renewal of certificates for use in the public schools of this Commonwealth, repealing section 4535c-1, 4535c-2, and 4535c-3 of Kentucky Statutes, and Chapter 63 of the Acts of the General Assembly of 1924.

H. B. 614. An Act relating to granting of corporate franchise.

H. B. 560. An Act relating to revenue and taxation; providing for the repeal, amendment and re-enactment of section 4102, Kentucky Statutes, Carroll's 1915 Edition; relating to the taxation of the property of railroads and bridge companies; and repealing existing statutes.

H. B. 598. An Act to appropriate Five Hundred Dollars to purchase a painting of Abraham Lincoln.

S. B. 228. An Act to establish a State Trade and Training School for Negroes in the section of Kentucky, known as Normal District No. 2, to create a Board of Regents for the general management thereof; which shall determine the requirements for admission and graduation and the course of

study for said school; to create a commission which shall determine the location of said school; and to appropriate funds for its maintenance.

S. B. 354. An Act to require contractors, when dealing with any commission, department, institution or agency of the State, to disclose the name or names of each and every salesman, broker, attorney, agent or sub-agent, or other representative, requiring the registration of such representatives; and providing penalties for the violation of this act.

S. B. 146. An Act relating to the conveyance of the Zachary Taylor Burial Grounds and approaches thereto, to the United States of America for national cemetery purposes.

S. B. 371. An Act to amend section 50, 1910, Kentucky Statutes, relating to elections.

S. B. 381. An Act relating to the government of cities of the second class by repealing and re-enacting sections 5, 6, 7, 8 and 11 of an Act of the General Assembly approved March 21, 1910, being Chapter 50 of the Acts of 1910, entitled "An Act to amend an Act entitled 'An Act for the government of cities of the second class in the Commonwealth of Kentucky, etc.' "

S. B. 139. An Act relating to the transportation of persons for compensation over ferries and bridges, etc.

S. B. 399. An Act to change the name of the State Institution for the Feeble-Minded to "The State Custodial Home."

S. B. 398. An Act to change the name of the House of Reform for Boys and the name of the House of Reform for Girls.

S. B. 260. An Act to amend and re-enact section 3096 of the Kentucky Statutes, Carroll's 1915 Edition, relating to the improvement of streets, public ways, grounds and sidewalks in cities of the second class.

S. B. 154. An Act to amend sections 2, 4, 12, 13, 24, 55, 59 and 74 of an Act entitled "An Act to provide an elective system of Workmen's Compensation for Industrial Accidents, etc."

S. B. 208. An Act relating to the fiscal administration of the Commonwealth of Kentucky; providing for a budget system, depositing funds and balances in the State Treasury, authorization of expenditures, and other matters in connection therewith; creating a budget commission, state budget officer and providing their duties, providing for the duties of the Auditor of Public Accounts and other officers and repealing Chapter 12 of the Acts of 1918 of the General Assembly of Kentucky, and providing for penalties for the violation of the provisions of this Act.

S. B. 241. An Act to amend Section 691 of the Kentucky Statutes, relating to the time of filing of annual statements by insurance companies other than life, and to amend section 4229 (1) of the Kentucky Statutes, relating to the time of paying taxes by insurance companies other than life.

S. B. 303. An Act fixing the salary of sheriffs in counties having an assessment of one hundred million dollars or over, a city of the second class, and comprising a separate judicial district; appointing the number of deputies and clerical assistants and fixing their salaries; manner of payment allowing expenses of office; manner of payment and providing for the payment of all monies received by the sheriff to the county treasurer.

S. B. 270. An Act to prevent fraud, deceit, or imposition in the sale or dispostion of contracts, stocks, bonds, or written evidence of debt, certificates showing present or future interest in any property or business enterprise of venture, or other securities sold or offered for sale within the Commonwealth of Kentucky by any person, persons, partnership, company, association, trust or corporation, foreign or domestic, etc.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles, viz.:

S. B. 2. An Act providing for the protection and assistance of aged needy persons in the Commonwealth of Kentucky and allowing the counties to adopt the provisions of this act; prescribing penalties for violation of the provisions hereof.

S. B. 5. An Act to give to supersedeas bonds executed upon appeals to the Court of Appeals and upon appeals to the circuit court the force and effect of a judgment, and to provide a means of collection of certain costs, revenues, and fines and penalties due to the Commonwealth of Kentucky.

S. Res. 13. A concurrent Resolution providing the sum of $224.00 for the purpose of correcting an error in the amount due the Gracy Graded School out of the school fund. Said error having occurred during the school year ending June 29, 1926.

S. B. 19. An Act to require any driver of any vehicle on a public highway, on approaching railway or interurban grade crossings, which have been designated as "unsafe" by the State Highway Commission, to stop, look and listen, before passing thereover, and to require Highway Commissioners to erect and mainstain stop signs for such crossings; and to require railway and interurban companies to furnish and deliver said signs; and providing penalties for non-compliance to stop, look and listen.

S. B. 20. An Act providing for the compensation of County Attorneys and Justices of the Peace or County Judge who tries the case, and providing for the disposition of fines assessed in the courts of Justices of the Peace of Quarterly Court in all misdemeanors prosecuted and tried in such courts and wherein the judgment becomes final by not being prosecuted to the Circuit Court.

S. B. 59. An Act for the benefit of the Home for Incurables.

S. B. 62. An Act creating a State Board of Examiners and Registration of Architects, prescribing its powers and duties, providing for examinations and issuing certificates to qualified registered architect or architects and providing for penalties for violation of the provisions of the act.

S. B. 66. An Act to repeal and re-enact Section 4077 of the Kentucky Statutes, Carroll's Edition, 1915, relating to Revenue and Taxation, and more especially to the assessment and taxation of the franchises of certain corporations.

S. B. 117. An Act to change and fix the time, place and terms of court in the Thirty-fourth Judicial District.

S. B. 119. An Act creating a State Park Commission to be known as the Kentucky State Park Commission, naming

the members composing said commission; prescribing their duties and powers; making said Commission a corporation; and repealing an act entitled "An Act creating a Kentucky State Park Commission," enacted by the General Assembly of the Commonwealth of Kentucky at its 1924 session, and approved by the Governor of Kentucky on March 28, 1924, being Chapter 9, of the Acts of the General Assembly of 1924.

S. B. 131. An Act defining spite fences, providing a penalty for same, providing that a Court of Equity may enjoin such fences and excepting from the provisions of this act, bill boards or fences used for advertising purposes.

S. B. 136. An Act to provide from an appeal from the action of the Board of Supervisors of Taxes in cities of the fourth class.

S. B. 157. An Act to amend and re-enact Sections 1, 2 and 3 of Chapter 290 of the Acts of the General Assembly of 1924, approved March 7, 1924, relating to roads and bridges and the State Highway Department; creating a State Highway Commission and fixing their qualifications, duties and compensation; providing for appointees and employees and compensation of same, and declaring an emergency.

S. B. 171. An Act to amend and re-enact Sections 1377, 1378, 1379-1, 1379-8 and 1380, Kentucky Statutes, 1922 Edition, all relating to prisoners and punishment thereof by hard labor, fixing duties of county judges in reference thereto, and providing penalties for violation of such duties.

S. B. 181. An Act to amend and re-enact Chapter 72 of the Acts of the General Assembly of 1922, entitled "An Act to promote the production of better eggs in Kentucky by regulating the traffic in eggs, etc."

S. B. 194. An Act to repeal section 201c-3, Kentucky Statutes, Carroll's 1915 Edition, relating to issuing free passes by common carriers to agents or employees who are also state, county and municipal officers.

S. B. 239. An Act to amend and re-enact Section 3 of Chapter 134 of the Acts of the General Assembly of 1912, entitled "An Act appropriating money for the erection of buildings and other improvements upon the State Fair Grounds and providing for the maintenance of same," so as to provide for an additional appropriation for the maintenance and improvement of the State Fair property.

S. B. 246. An Act to repeal and re-enact Section 5 of Chapter 4 Acts of the General Assembly of 1914, relating to the State Banking Department, same being Section 165a-5, Kentucky Statutes.

S. B. 247. An Act repealing and re-enacting Chapter 47, Acts of the General Assembly of 1922, same relating to Banks and Banking.

S. B. 248. An Act to repeal and re-enact Section 10 of Chapter 4 of the Acts of the General Assembly of 1912, same being Section 165a-10, Kentucky Statutes, relating to Banks and Banking.

S. B. 249. An Act to repeal and re-enact Chapter 46 Acts of the General Assembly of 1922, relating to fees for examination of banks and trust companies.

S. B. 252. An Act to establish the location of Blackford Creek.

S. B. 263. An Act directing the submission of an amendment to Section 246 of the Constitution of Kentucky, relating to the compensation of public officers.

S. B. 273. An Act authorizing the county judge in counties containing a city of the first class to appoint a trial commissioner.

S. B. 294. An Act for the issual of free license plates to rural route carriers.

S. B. 352. An Act to amend Section 1321 Kentucky Statutes, Carroll's 1922 Edition.

S. B. 358. An Act providing for the establishment and maintenance of forest reserves; defining forest reserves; providing for the listing, recording, withdrawal, use, transfer, or title, administration and taxation of forest reserves; establishing a forest reserve fund; providing for the cutting of timber on forest reserves, for changes in the provisions of this Act and a penalty for the violation of the provisions of this Act.

S. B. 363. An Act to amend and re-enact Section 1954c-25 Kentucky Statutes, Carroll's 1922 Edition, as amended by Chapter 30 of the Acts of 1916, entitled "An Act amending an Act entitled 'An Act for the protection of game and fish' Chapter 35, Acts 1912, approved March 12, 1912."

S. B. 340. An Act to amend Section 118 Kentucky Statutes, (Carroll's 1922 Edition), relating to the duties of the Commonwealth's attorney.

S. B. 130. An Act to amend and re-enact Section 4148 of the Kentucky Statutes, as it was amended and re-enacted by Chapter 121 of the Acts of 1924, and which amendment was Section 20 of said amendatory act.

S. B. 192. An Act to amend and re-enact subsection 2 of 552 of the Civil Code of Practice, relating to the mode of taking testimony.

S. B. 152. An Act to repeal, amend, re-enact Section 728, 733, and 734 of the Kentucky Statutes, Carroll's Edition, 1915, same being a part of Chapter 32, Article 4, subdivision 7, relating to real estate title insurance companies.

S. B. 32. An Act to appropriate money for the establishment of a State printing and job plant in the State Reformatory at Frankfort, Ky.

S. B. 366. An Act relating to educational institutions not supported by State funds within the Commonwealth of Kentucky commonly known as quasi-public normal schools, prescribing the requirements, rules and regulations for issuing certificates to students of such institutions to teach in the public schools of Kentucky, etc.

S. B. 334. An Act to amend and re-enact Section 3 of Chapter 131 of the Acts of the General Assembly of 1918 entitled "An Act to regulate the admission of attorneys to practice law" and providing for qualifications of members of the Board of Bar Examiners.

S. B. 184. An Act providing for the right of condemnation by memorial, historical, professional associations for the Commonwealth of Kentucky for memorial purposes, and prescribing method of such proceedings.

S. B. 312. An Act to amend an Act creating the office of district detective.

S. B. 145. An Act to repeal and re-enact Section 3712 Kentucky Statutes, Carroll's Edition of 1915 and 1918, relating to notaries public.

S. B. 283. An Act providing for the enforcement of contribution among wrong doers.

S. B. 312. An Act to repeal an Act of the General Assembly of 1887-1888 incorporating the Town of Eden, Martin County, Kentucky.

S. B. 364. An Act to amend and re-enact Section 1941 of Carroll's Kentucky Statutes, 1922 Edition, as Amended by Chapter 122 of the Acts of 1920, entitled "An Act for the protection of game birds and game animals; fixing open and closed seasons for the same, fixing the bag limits for birds and animals killed in open season, prohibiting the snaring of rabbits at any time and providing penalty for the violation of this Act."

S. B. 166. An Act for the protection of homing and carrier piegons.

S. Res. 10. Joint Resolution recognizing John Fitch as the inventor of the first steamboat and the first person to apply steam power to the purposes of navigation and recommending the teaching in public schools and other institutions of learning, maintained in whole or in part by the state of Kentucky, that John Fitch was the inventor of the first steamboat, and that he first applied steam power to the purpose of navigation.

S. Res. 21. Resolution designating the "York Trail."

H. B. 524. An Act to authorize the Governor to remove peace officers for neglect of duty, in pursuance of Section 227 of the Constitution; providing the procedure therefor, and for an appeal from the Executive Order of removal to the Court of Appeals; and repealing Chapter 49 of the Acts of the General Assembly 1924.

H. B. 556. An Act to amend an Act of the General Assembly of the Commonwealth of Kentucky, approved March

12, 1912, and being Section 4012a Kentucky Statutes, Carroll's, entitled: "An Act limiting the time in which the enforcement of tax titles and tax liens may be effected;" and to provide a limit of time in which tax liens may be enforced, and possession of, or title to, property sold for taxes may be recovered, and in which actions for quieting of title to lands sold for taxes and the cancellation of tax deeds may be maintained.

H. B. 588. An Act relating to revenue and taxation, and amending Section 1 and Section 6 of Chapter 116 of the Acts of the General Assembly of 1924; providing an annual tax upon property subject to taxation in this State, fixing the rate thereof, distributing said tax to various institutions and departments; providing for the assessment and collection of taxes on omitted intangible personal property, fixing the penalties and interests due thereon; defining "real estate" or "land," "personal property" and "agricultural lands;" and repealing existing statutes.

H. B. 508. An Act to amend and re-enact an act of the general Assembly of 1920 entitled "An Act imposing a license tax on race tracks, at which races are run for purses or prizes, under the jurisdiction of the Kentucky State Racing Commission, and which license tax is in lieu of all other licenses, income, excise, special or franchise tax to the State of Kentucky, or any county, city, town, municipality or other political subdivision thereof" providing for a license tax on the operation of pari-mutuel machines or other mechanical devices through, in, or by which money or other things of value are bet or wagered on the result of any horse race or races, or any other contest between man or beast, run or to be decided in this state; providing for license for the sale of any ticket, lot, pool or other device upon the result of any horse race or races, or any other contest between man or beast, run or to be decided in this state.

H. B. 603. An Act to provide for the execution and sale of Five Million Dollars ($5,000,000.00) of bonds of the Commonwealth for the benefit of the University of Kentucky, and the naming of seven commissioners in connection therewith.

H. B. 604. An Act to provide for the execution and sale of Four Million Dollars ($4,000,000.00) of bonds of the Commonwealth for the purpose of paying outstanding warrants of the Commonwealth and the interest accrued thereon.

H. B. 605. An Act to provide for the execution and sale of Five Million Dollars ($5,000,000.00) of bonds of the Commonwealth of Kentucky for the benefit of the penal, correctional, and charitable institutions, and the naming of seven commissioners in connection therewith.

Ordered that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles, only.

Ordered that said bills be placed in the Orders of the Day,

Mr. Meyers moved that a Committee be appointed by the Speaker to act in conjunction with a like Committee from the Senate to prepare suitable resolutions on the death of Hon. L. D. Bax, former member of this House, who died Sunday, March 7; and that a proper Committee be appointed by the Speaker to attend the funeral of Mr. Bax on next Thursday, March 11, and that this House provide a suitable floral wreath for the occasion.

Said motion was agreed to.

Thereupon the Speaker appointed Messrs, Lewis, Fowler, Gnau, Liebson and Hayse as members constituting such Committee.

At the instance of the Committee on Rules, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Wallen:

H. B. 620. An Act to authorize the State Board of Charities and Corrections to lease or purchase farm lands or farms for the employment of convict labor or the labor of inmates of the several charitable and penal institutions, and providing for the improvement of lands purchased.

By Mr. Daly:

H. B. 621. An Act to establish a new state primary road project to be known as Project No. ——, beginning at Maysville, Mason County, and extending to Augusta, the county seat of Bracken County, by way of Fern Leaf, Minerva and Dover.

H. B. 622. An Act to establish a new state primary road project to be known as Project No. ——, beginning at Maysville, Mason County, and extending to Augusta, Bracken County.

H. B. 623. An Act relating to roads and highways, road from Allensville, Todd County, by way of Elkton to Tranton. Kentucky.

To Committee on Rules.

Mr. Myers moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Meyers moved that when the hour of twelve o'clock Meridian, arrives today that the House do then recess until one o'clock P. M.

Said motion was agreed to.

Mr. Fowler moved that an indefinite leave of absence be granted to Mr. Leslie.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 357. An Act relating to the construction of streets, alleys, public ways, sewers, or other public improvements in cities of the third class and providing that such cities may issues improvement warrants to contractors as the work progresses, providing for the payment of such warrants and for a lien on the local taxes levied for such improvement to secure the payment of such warrants and providing that the city shall not be personally liable thereon.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

The general council or board of commissioners in any city of the third class in this Commonwealth may provide by ordinance that monthly estimates be made of the amount of work done on any street, alley, public way, sewer or other public improvement, and may issue to the contractor, improvement warrants therefor to the extent of 65% of the estimate, bearing not exceeding 6% per annum interest from date of issue. Such warrants shall be issued by the city treasurer or the com-

missioner of finance upon the order of the general council or board of commissioners of the city. They shall be negotiable and shall constitute a lien on the local taxes levied for such improvement and shall be payable at the office of the city treasurer without notice to the holder thereof upon completion and acceptance of the improvement out of the first collection of such local taxes or out of the proceeds of the sale of any improvement bonds issued in anticipation thereof. The interest on such improvement warrants shall be estimated and assessed as part of the cost of the improvement, for which the same are issued. The city shall not be personally liable on said warrants.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. R. Buckman	J. R. Dorman
W. B. Ardery	W. G. Buckner	E. J. Doss
Wm. J. Arvin	S. J. Bunger	James M. Durham
W. O. Bach	W. A. Carson	D. E. Edwards
A. J. Baldridge	Lee Clark	J. O. Evans
J. H. Baughman	Lonnie Cooper	D. W. Fowler
W. B. Belknap	Fred H. Coots	Otto C. Gartin
T. H. Benton	J. D. Cox	R. E. Glenn
C. H. Berryman	J. S. Cruse	F. A. Gnau
W. P. Bowman	W. J. Curtis	Whitsett Hall
D. F. Brown	J. L. Cushing	Lawrence Harmon
Geo. A. Brown	C. L. Daly	J. M. Hayse
F. W. Bryant	Mormon B. Daniel	Goebel B. Henson

S. K. Holland
Ira L. Horne
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
A. M. Mercer
H. J. Meyers
H. H. Miller
J. S. Milliken
T. R. Moore
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Caleb Page
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
Philip J. Ryan
M. G. Slusher
W. R. Smith
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent
W. S. Wallen
T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 231. An Act to repeal and re-enact Section 1599c-1 Carroll's Kentucky Statutes and further regulating the conditions under which persons, firms and corporations may place and maintain wires and poles, and other appliances for public utility service on the highways constituting and embraced in the State Primary Road System.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 1599c-1 be repealed and re-enacted so that when re-enacted said section shall read as follows:

1599c-1. Any person, firm or corporation authorized under the laws of this state to conduct the business of producing and supplying electricity, gas or gasoline for purposes of light, heat, or power, and which shall be engaged, in the business of the transmission or sale of such electricity, gas or gasoline, after making just compensation, shall have the right, subject to the conditions hereinafter imposed, to construct and maintain transmission lines, including the placing and maintenance of poles, wires, cross-arms and all other equipment incident thereto, for use in the transmission and sale of such electricity, or other power under, on, along or over any highway, public road or turnpike, and over, under or across any of the waters of this state, and to construct and maintain along any public highway, public road or turnpike, all such erections and appliances as shall be necessary to transform, convert and apply such electricity, gas or gasoline, to the purposes of lighting, heating or power, and to distribute and deliver same to the persons, firms and public or private corporations using the same; provided, that the fixtures of said company shall not interfere with, obstruct or endanger the travel on and along said highways, public roads or turnpikes, nor obstruct the navigation of said waters, and that the location of all transmission lines and other appliances shall be subject to the reasonable direction and regulation of the authorities having control of the highways, public roads, turnpikes and through and over which such lines are constructed, or proposed to be constructed, and shall be so located as not to interfere with existing telegraph or telephone lines or their use; and provided further that before any such person, firm or corporation named in the beginning of this section shall proceed to place its wires and poles or either wires or poles

or other appliances on or over any part of the right-of-way or rights-of-way of the roads or highways constituting, or embraced in the State Primary Road System, such person, firm or corporation shall first obtain from the State highway engineer a permit, approved by the State Highway Commission, so to do; and any poles or wires or other obstructions already on or over, or that may hereafter be placed along, under, on or over any such roads or highways as are embraced in the State Highway Road System, and which are found by the State highway engineer and pronounced by the said engineer as interfering in any way, with the convenient, safe, and continuous use and maintenance of such roads or highways shall upon ten days' notice to the person, firm or corporation or chief agent theretof, by the State highway engineer, be removed, at the expense of and by such person, firm or corporation; and, whenever the order of the State highway engineer approved by the State Highway Commission shall require such removals of, or changes in the location of any telephone, telegraph or other poles, sign-boards, fences, gasoline tanks and pumps, gas, water sewerage, oil or other pipe lines, or other similar construction or obstructions, upon the failure of the owners thereof to remove or change same at their own expense to conform to the order of the State highway engineer, and Commission within the time stated in the notice above, then the State engineer or his representative shall proceed to cause such obstruction or obstructions to be removed, the expense thereby incurred to be paid out of any money levied, collected and available therefor, and an equal amount shall be charged against the owner, company, person, firm or corportaion concerned and levied and collected and paid into the State Treasury as now provided by law.

The failure of any person, firm or corporation to obtain the permit provided for herein before placing any obstruction of any kind, including poles, wires, sign-boards, fences, gas, water, sewerage, oil or other pipe lines on the rights-of-way or under any roads or highway or portion of rights-of-ways

embraced in the State Highway Primary Road System; or the failure of any such person, firm or corporation to remove any of the obstructions herein named, when given the notice provided for herein, shall constitute a misdemeanor, punishable by a fine of not less than ten or more than one thousand dollars; each day of the delinquency, either as to obtaining permit or failure to remove obstruction, continues, to constitute a separate offense.

Mr. McDavid offered the following amendment to said bill, viz.:

Amend H. B. 231 by striking out the word "ten" in line 40, on page 2, and inserting the word "60" in lieu thereof; and amend by striking out the word "thousand" in line 64, page 3, and inserting the word "hundred" in lieu thereof.

Mr. Hawkins moved that said amendment lie on the table.

Said motion was agreed to.

And so said bill was rejected.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 386. An Act to repeal and re-enact Section 5 of Chapter 4, Acts of the General Assemby of 1914, relating to the State Banking Department, same being Section 165a-5, Kentucky Statutes.

Mr. Meyers moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 391. An Act repealing and re-enacting Chapter 17 Acts of the General Assembly of 1922, same relating to banks and banking.

Mr. Meyers moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 392. An Act repealing and re-enacting Chapter 46, Acts of the General Assembly of 1922, relating to fees for examinations of banks and trust companies.

Mr. Myers moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 444. An Act to abolish the office of Commonwealth's Attorney, and providing county attorney shall perform services and his compensation therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the office of Commonwealth's attorney be and the same is hereby abolished; provided this act shall take effect upon the expiration of the terms of the incumbents.

§ 2. That the duties now performed by the Commonwealth's attorney in each county of this Commonwealth shall be performed by the county attorney of each county on and after this act shall become effective, and in addition to his salary and taxed attorney fees he shall be paid for his services, as provided by law, thirty-five per cent of all fines and forfeitures collected in the circuit court of his county for the combined services now rendered by both the Commonwealth's and county attorneys in each county. which shall be in lieu of the percentages of fines and forfeitures now received by county attorneys for their services assisting the Commonwealth's attorney in the circuit courts of their respective counties.

§ 3. All acts or parts of acts, or laws or parts of laws, in conflict herewith are hereby repealed.

Mr. Hawkins moved that said bill lie on the table.

Said motion was agreed to.

And so said bill was rejected.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 180. An Act to repeal, amend and re-enact, Section 6 of Chapter 109 of the Acts of the General Assembly of 1924, relating to the compensation of county tax commissioners.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section Six of Chapter one hundred and nine of the Acts of the General Assembly of 1924, be and the same is hereby repealed, and in lieu thereof the following be enacted as a substitute therefor:

Section six. Compensation of Commissioner; County Court to certify account to auditor; Jefferson County's law unchanged; Maximum fees; Allowance for deputies.

The County Tax Commissioner shall, after he has returned his tax books and the State Tax Commission has passed upon the assessment of property in his county and has certified the total amount at which said county has been assessed to the County Board of Supervisors such officer shall present to the county court his account verified by affidavits stating the total assessed value of the property listed by him as shown by his tax books, and the county court shall approve and allow fifty per cent, of the amount due the County Tax Commissioner, based upon the certification of the State Tax Commission. When a copy of said order of allowance is presented to the Auditor of Public Accounts, he shall draw his warrant in favor of the County Tax Commissioner for the amount so certified, when the County Board of Supervisors has completed its work and has certified to the State Tax Commission the total value of assessed property in the county, the County Tax Commissioner shall present his account for the balance due him to the county court, which shall be allowed in the manner now provided by law, and upon certification to the Auditor of Public Accounts of the balance due, the auditor shall draw his warrant payable to the County Tax Commissioner for the remaining fifty per cent due for the services required of him by law, which shall be based on the total value of the assessments made by him as finally equalized by the County Board of Supervisors:

Five cents on the one hundred dollars of the first million and two cents on each one hundred dollars of the excess over one million, but no County Tax Commissioner shall be entitled to receive more than four thousand dollars for his services during any year. In counties in which the assessed value of property exceeds twenty million dollars, the County Tax Commissioner shall be allowed as compensation to the deputies appointed and qualified the sum of fifteen hundred dollars for each seven and one-half million dollars of property which may be assessed in excess of twenty million dollars:

Provided, however, the total sum allowed to any County Tax Commissioner and his deputies shall not exceed seven thousand dollars in any county, except in a county having a city of the first class and in such county the present law shall remain in force. The counties shall allow to the County Tax Commissioner for assistance fifteen hundred dollars in any county assessing more than thirty-five millions in taxable property. In counties where the assessment does not exceed the $2,000,000.00 the minimum compensation shall be $800.00 and where the assessment is more than $2,000,000.00 the minimum compensation shall be $1,000.00. Provided, however, in counties containing a city of the second class on the first day of April, one thousand nine hundred and twenty-two, and the first of each calendar month thereafter, the Auditor of Public Accounts shall draw warrant upon the treasurer for three hundred dollars, which shall be paid to the County Tax Commissioner, said three hundred dollars being an advancement to the County Tax Commissioner, by the Commonwealth of Kentucky, to defray necessary official expenses and partial payment upon the salaries of himself and deputies. Said sum shall be deducted from the total paid the Tax Commissioner by law when the yearly settlements are made. Should the Tax Commissioner die, resign or be removed from office, or should the office of Tax Commissioner in counties containing a city of the second class for any cause become vacant, the sums ad-

vanced hereunder shall be deducted from the yearly settlement when said settlement is made.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. O. Evans	H. J. Meyers
W. B. Ardery	D. W. Fowler	H. H. Miller
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
A. J. Baldridge	F. A. Gnau	L. P. Murphy
J. H. Baughman	Whitsett Hall	Chas. N. McCarty
W. B. Belknap	Lawrence Harmon	F. T. Nichols
T. H. Benton	J. F. Harrison	Caleb Page
Shaler Berry	C. W. Hawkins	Smith Park
C. H. Berryman	J. M. Hayse	J. J. Patterson
W. P. Bowman	H. M. Holbrook	Jas. J. Peters
D. F. Brown	Ira L. Horne	Geo. W. Potter
F. W. Bryant	E. M. Johnson	W. H. Pryor
J. R. Buckman	W. W. Johnson	Philip J. Ryan
W. G. Buckner	D. C. Jones	C. W. Ryans
S. J. Bunger	Mrs. H. G. Jorris	Chas. L. Seale
Lonnie Cooper	W. O. Keller	M. G. Slusher
Fred H. Coots	J. R. Kelly	W. R. Smith
J. S. Cruse	Thos. H. King	E. J. Snyder
W. J. Curtis	Oscar Leibson	Frank L. Strange
J. L. Cushing	Leon P. Lewis	J. G. Swearengin
C. L. Daly	J. L. Manning	Mac Swinford
J. R. Dorman	Joe Martin	J. L. Valandingham
James M. Durham	Shelby Martin	Chiles Van Antwerp
D. E. Edwards	A. M. Mercer	C. D. Vincent

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Those who voted in the negative were—

W. A. Carson	Mormon B. Daniel	Grover C. Johnson
C. B. Carver	E. J. Doss	W. J. McGill
Lee Clark	Goebel B. Henson	H. A. Pulliam
J. D. Cox	J. C. Hutcherson	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 442. An Act to repeal and re-enact Section 4084 of Kentucky Statutes, Carroll's Edition of 1915, relating to revenue and taxation, defining duties of the Auditor of Public Accounts as to certification of franchise and tangible assessments of corporations liable to local taxation.

Said bill is as follow, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 4084 of Kentucky Statutes, Carroll's Edition of 1916, be and the same is hereby repealed and in lieu thereof the following be enacted as a substitute therefor.

Section 4084. Auditor to Certify to County Clerk.—The Auditor shall immediately after the final determination of such values certify to the county clerks of the counties, when any portion of the corporate franchise or tangible assessment of any such corporation, company or association shall be liable

to local taxation as herein provided, the amount thereof liable for county, city, town or district tax, and such certificate shall be by each county clerk, filed in his office, and be by him certified to the proper collecting officer of the county, city, town or taxing district for collection, and all county, city, municipal, school and other taxes shall be due and payable thirty days after the notice of the amount of such tax is given by the officer whose duty it is to collect the same.

All laws or parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lee Clark	F. A. Gnau
Wm. J. Arvin	Connie Cooper	Whitsett Hall
W. O. Bach	Fred H. Coots	Lawrence Harmon
A. J. Baldridge	J. D. Cox	J. F. Harrison
J. H. Baughman	W. J. Curtis	C. W. Hawkins
W. B. Belknap	J. L. Cushing	J. M. Hayse
T. H. Benton	C. L. Daly	Goebel B. Henson
Shaler Berry	Mormon B. Daniel	S. K. Holland
C. H. Berryman	J. R. Dorman	Ira L. Horne
W. P. Bowman	E. J. Doss	E. M. Johnson
D. F. Brown	James M. Durham	Grover C. Johnson
J. R. Buckman	D. E. Edwards	W. W. Johnson
W. G. Buckner	J. O. Evans	Mrs. H. G. Jorris
S. J. Bunger	D. W. Fowler	W. O. Keller
W. A. Carson	Otto C. Gartin	J. R. Kelly
C. B. Carver	R. E. Glenn	Thos. H. King

Oscar Leibson	Chas. N. McCarty	M. G. Slusher
Leon P. Lewis	J. L. McDavid	W. R. Smith
J. L. Manning	W. J. McGill	E. J. Snyder
Joe Martin	Caleb Page	Frank L. Strange
Shelby Martin	Smith Park	J. G. Swearengin
A. M. Mercer	J. J. Patterson	Mac Swinford
H. J. Meyers	Jas. J. Peters	J. L. Valandingham
H. H. Miller	Geo. W. Potter	Chiles Van Antwerp
J. S. Milliken	W. H. Pryor	C. D. Vincent
T. R. Moore	H. A. Pulliam	T. B. Watts
B. T. Morris	Philip J. Ryan	
L. P. Murphy	C. W. Ryans	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 241. An Act merging in all counties of this Commonwealth, in which there is a city of the first class, the Board of Children's Guardians, all its property and certain of its powers and obligations with and into the Board for the city and county children's home on the same county in which there is a city of the first class under the control of the latter board and repealing an act of December 17, 1892, establishing the Board of Children's Guardians in such counties, being Section 2008 to 2014 inclusive of Carroll's Kentucky Statutes, 1922 Edition, and also amending Sections 5 and 9 of Chapter 92 of the Acts of 1920 approved March 23, 1920, and being Sections 938b-5 and 938b-9 of Carroll's Kentucky Statutes, 1922

Edition, creating a Board for City and County Children's Home in counties in which there is a city of the first class.

Said bill is as follows, viz.:

WHEREAS, the Board of Children's Guardians in all counties of this Commonwealth in which there is a city of the first class which Board was created by the Legislature to provide for the temporary committment of abandoned, neglected and illtreated children, has inadequate facilities for the proper investigation, training and care of said children during their temporary committment and is being necessarily operated at considerable expense to the tax payers of such city and county, and

WHEREAS, the Board for the City and County Children's Home of all counties in which there is a city of the first class has practically all the powers of said Board of Children's Guardians excepting that of temporary involuntary committment and has ample facilities and provision to take proper care of the class of children contemplated by the Act creating the Board of Children's Guardians and to perform all the work of said Board of Children's Guardians with a saving in expense and an enlargement of its own sphere of usefulness without in any way prejudicing the interest of any child that might have heretofore been committed to the Board of Children's Guardians;

Now, therefore, be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the Board of Children's Guardians of said counties containing cities of the first class shall, by deed duly executed and acknowledged by its president, within thirty (30) days from the time this act takes effect, convey all the property, real, personal and mixed, of every description, of which it may be possessed to the Board for the City and County Children's Home in the same county containing a city of the first class and that except for the sole purpose of

making this transfer of property, the Act approved December 17, 1892, establishing the Board of Children's Guardians in such counties, and being Sections 2008 to 2014, inclusive, of Carroll's Kentucky Statutes, 1922 Edition, is hereby repealed.

§ 2. That Section 5 of the Act creating the Board of City and County Children's Home in all counties containing cities of the first class, being an Act approved March 23, 1920, said section being 938b-5 of Carroll's Kentucky Statutes, 1922 Edition, be amended as follows:

By striking out the word "three" and figure "three" in line six of said section and substituting "Three and one-fourth (3¼)," so that said section as amended shall read in full as follows:

Sec. 938b-5. Tax for Maintenance.—For the purpose of providing necessary funds for maintaining such home and for carrying out the purposes of this Act, other than those named in section (4), the fiscal court of the county wherein such home is established, and the General Council of each city of the first class in such county, are empowered and directed, each, to levy and collect a tax of not less than three and one-fourth (3¼) cents nor more than five (5) cents on each one hundred dollars ($100.00) worth of taxable property in such county and city, respectively, as determined by the last regular assessment of said county and city respectively; and all funds derived from such levies and collections shall be paid over to said board for said purposes. The said Board shall not, in any year, expend for the maintenance of said home and for the aforesaid work of said board, more than the total sum derived through the levy and collection of taxes for such year as herein provided, as supplemented by any funds donated or given to said board for the like purposes, or as supplemented by funds derived from the sale or income of property given to said board for such purposes and by the income of the home for such year.

§ 3. That Section 9 of the same Act approved March 23, 1920, and being section 938b-9 of Carroll's Kentucky Statutes,

1922 Edition, be amended by adding to said section the following:

Whenever said board shall have probable cause to believe that any male child under seventeen and female child under eighteen years of age is abandoned, neglected or cruelly treated by its parents or parent, or is habitually sent out or permitted to beg in public places, or who lives by begging, or that the parent of any child is in constant habits of drunkenness or low or gross debauchery, or that the associations of such child are such as tend to its corruption and contamination, or that such child is known by language and life to be vicious or incorrigible, or that the parents of such child are living together in unlawful cohabitation, such board shall file a petition in the county court, setting forth such facts in regard to such child, and thereupon the court shall issue a writ for the custody of such child, which shall be served upon the parents or person having actual custody or control of said child; or if such child is under no actual parental custody or control, then upon the child itself, and thereupon said board shall take and keep said child temporarily at the home of said board until the final order of the court upon said petition; or said board may, in its discretion, place said child in the temporary custody of some private individual until such order of court. Notice of the time of hearing upon said petition shall be served upon the parents or person having the actual control or custody of said child, who shall have the right to call witnesses and be heard as to his or her rights, fitness and ability to care for and educate such child. If the facts set forth in said petition shall be found by the court to be true and any of the above causes exist, it shall order that said child be committed to the custody of said Board where it shall be kept, maintained, trained and educated as hereinabove in this section set out, and if the parents of such child are able to maintain and support said child, it shall be the duty of the court to require them to pay board, and the court shall have authority, by attachment or other proceedings, as in cases of con-

tempt, to enforce such payment so that said section, as amended, shall read in full as follows:

Sec. 938b-9. Children who may be received into the home; discharges, parole.—The said board is hereby authorized and empowered to receive into, and to maintain in said home, agreeably to the provisions of law governing the creation, management, and maintenance of said home, such children (males under seventeen, and females under eighteen, years of age), residents of the county wherein such home in maintained, as in the board's discretion should be recived, and maintained therein, to-wit: (1) dependent, neglected, and delinquent children, as now defined by law, who, by the county court or by the juvenile branch or session thereof, or who, by any other or officer having like jurisdiction, may be duly committed to said home; and (2) such other dependant, neglected, delinquent, orphan, or other children of such county as the board may in the absence of any judicial or official commitment, find it convenient, or for the best interest of such children, to receive into said home, and same may be maintained therein until twenty-one years old, unless sooner discharged. All children received into said home by commitment of any court or officer of competent jurisdiction as herein provided, shall be kept, maintained, trained and educated therein for such periods for which they may be respectively committed. Provided, however, that such board shall have the right and authority to release or discharge from said home any child maintained therein, at any time it deems such discharge to be for the best interest of said home, or of the children therein, or for the best interest of any child so discharged; and such release or discharge may be absolute, or conditional, or temporary, or on parole, as the board, in its discretion may determine to be proper. Whenever said board shall have probable cause to believe that any male child under seventeen and female child under eighteen years of age is abandoned, neglected or cruelly treated by its parents, or parent, or is habitually sent out or permitted to beg in public places, or who

lives by begging, or that the parent of any child is in constant habits of drunkenness or low or gross debauchery, or that the associations of such child are such as tend to its corruption and contamination, or that such child is known by language and life to be vicious or incorrigible, or that the parents of such child are living together in unlawful cohabitation, such board shall file a petition in the county court, setting forth such facts in regard to such child, and thereupon the court shall issue a writ for the custody of such child, which shall be served upon the parents or person having actual custody or control of said child; or if such child is under no actual parental custody or control, then upon the child itself, and thereupon said board shall take and keep said child temporarily at the home of the said board until the final order of the court upon said petition; or said board may, in its discretion, place said child in the temporary custody of some private individual until such final order of court. Notice of the time of hearing upon said petition shall be served upon the parents or person having the actual control or custody of said child who shall have the right to call witnesses and be heard as to his or her rights, fitness and ability to care for and educate such child. If the facts set forth in said petition shall be found by the court to be true and any of the above causes exist, it shall order that said child be committed to the custody of said Board where it shall be kept, maintained, trained and educated as herein above in this section set out, and if the parents of such child are able to maintain and support said child, it shall be the duty of the court to require them to pay board, and the court shall have authority, by attachment or other proceedings, as in cases of contempt, to enforce such payment.

§ 4. All laws or parts of laws in conflict or inconsistent with this Act are to be the extent of such conflict or inconsistency, hereby repealed.

§ 5. Whereas an immediate saving can be made and increased usefulness effected by the merger of these boards, an

emergency is hereby declared to exist and this Act shall become effective from and after the date of its passage and approval by the Governor.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	James M. Durham	A. M. Mercer
W. B. Ardery	D. E. Edwards	H. H. Miller
Wm. J. Arvin	J. O. Evans	J. S. Milliken
W. O. Bach	D. W. Fowler	T. R. Moore
A. J. Baldridge	R. E. Glenn	B. T. Morris
J. H. Baughman	F. A. Gnau	L. P. Murphy
W. B. Belknap	Whitsett Hall	Chas. N. McCarty
T. H. Benton	Lawrence Harmon	W. J. McGill
Shaler Berry	J. F. Harrison	F. T. Nichols
C. H. Berryman	C. W. Hawkins	Smith Park
W. P. Bowman	Goebel B. Henson	J. J. Patterson
D. F. Brown	H. M. Holbrook	Geo. W. Potter
F. W. Bryant	S. K. Holland	W. H. Pryor
J. R. Buckman	Ira L. Horne	H. A. Pulliam
W. G. Buckner	J. C. Hutcherson	Clint Raymer
S. J. Bunger	E. M. Johnson	R. R. Rogers
C. B. Carver	Grover C. Johnson	W. R. Smith
Lee Clark	W. W. Johnson	E. J. Snyder
Lonnie Cooper	D. C. Jones	Frank L. Strange
J. D. Cox	Mrs. H. G. Jorris	J. G. Swearengin
J. S. Cruse	W. O. Keller	Mac Swinford
W. J. Curtis	J. R. Kelly	J. L. Valandingham
J. L. Cushing	Thos. H. King	Chiles Van Antwerp
C. L. Daly	Leon P. Lewis	C. D. Vincent
Mormon B. Daniel	J. L. Manning	T. B. Watts
J. R. Dorman	Joe Martin	
E. J. Doss	Shelby Martin	—79

There voted in the negative—

W. A. Carson

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 260. An Act to provide for the submission to the voters of this State of a constitutional amendment permitting in the future the submission of a greater number than two amendments to be voted on at one time,

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Three-fifths of all the members elected to each House of this General Assembly having agreed to the following amendment to the Constitution of Kentucky, said amendment shall be submitted to the voters of the State, which said amendment is proposed is in words and figures as follows, to-wit:

"Hereafter there may be submitted to be voted on at any one time as many proposed amendments to the Constitution of Kentucky as the General Assembly may see fit to submit; but said proposed amendments shall be submitted in accordance with the provisions of Section 256 of the Constitution of Kentucky, which said section of the Constitution is modi-

fied by this amendment only to the extent that the limitation is removed on the number of proposed amendments which may be voted on at any one time."

§ 2. Said amendment shall be submitted to the voters of this state at the next general election for members of the House of Representatives of this state, in accordance with the provisions of Section 256 of the Constitution of Kentucky and the statutes passed pursuant thereto.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	J. D. Cox	Ira L. Horne
Wm. J. Arvin	J. L. Cushing	J. C. Hutcherson
W. O. Bach	C. L. Daly	E. M. Johnson
A. J. Baldridge	J. R. Dorman	Grover C. Johnson
J. H. Baughman	E. J. Doss	W. W. Johnson
W. B. Belknap	James M. Durham	D. C. Jones
T. H. Benton	D. E. Edwards	Mrs. H. G. Jorris
Shaler Berry	J. O. Evans	W. O. Keller
W. P. Bowman	D. W. Fowler	J. R. Kelly
D. F. Brown	Otto C. Gartin	Thos. H. King
F. W. Bryant	R. E. Glenn	Oscar Leibson
J. R. Buckman	F. A. Gnau	Leon P. Lewis
W. G. Buckner	Whitsett Hall	J. L. Manning
S. J. Bunger	Lawrence Harmon	Joe Martin
C. B. Carver	C. W. Hawkins	Shelby Martin
Lee Clark	J. M. Hayse	A. M. Mercer
Lonnie Cooper	Goebel B. Henson	H. J. Meyers
Fred H. Coots	H. M. Holbrook	H. H. Miller

J. S. Milliken	Smith Park	E. J. Snyder
T. R. Moore	J. J. Patterson	Frank L. Strange
B. T. Morris	Geo. W. Potter	J. G. Swearengin
L. P. Murphy	W. H. Pryor	Mac Swinford
Chas. N. McCarty	H. A. Pulliam	J. L. Valandingham
J. L. McDavid	Philip J. Ryan	Chiles Van Antwerp
F. T. Nichols	M. G. Slusher	C. D. Vincent
Caleb Page	W. R. Smith	T. B. Watts

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Those who voted in the negative were—

W. A. Carson	Mormon B. Daniel	J. F. Harrison

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a resolution which originated in this House, of the following title, viz:

H. Res. 4. Joint Resolution for the benefit of Hitchins Graded School District of Hitchins, Kentucky, to reimburse said school district for money due said district because the census was reported fifty short in 1924.

Said resolution is as follows, viz:

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That the Auditor of Public Accounts is hereby directed to draw his warrant on the State Treasurer in favor of the

treasurer of Hitchins Graded School District for the sum of three hundred and fifty dollars ($350.00), the same to be charged to the general school fund of the Commonwealth of Kentucky, and that the said sum be paid to the treasurer of the Hitchins Graded School District as money is paid to the teachers of the public schools.

Ordered that said resolution be read the third time.

The Constitutional provision as to the third reading of said resolution at length being dispensed with, said resolution was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	C. L. Daly	Thos. H. King
W. B. Ardery	Mormon B. Daniel	Oscar Leibson
Wm. J. Arvin	E. J. Doss	Leon P. Lewis
W. O. Bach	James M. Durham	J. L. Manning
A. J. Baldridge	D. E. Edwards	Shelby Martin
W. B. Belknap	J. O. Evans	A. M. Mercer
T. H. Benton	D. W. Fowler	H. J. Meyers
Shaler Berry	R. E. Glenn	H. H. Miller
C. H. Berryman	F. A. Gnau	J. S. Milliken
W. P. Bowman	Whitsett Hall	T. R. Moore
D. F. Brown	Lawrence Harmon	B. T. Morris
F. W. Bryant	C. W. Hawkins	L. P. Murphy
J. R. Buckman	J. M. Hayse	Chas. N. McCarty
W. G. Buckner	Goebel B. Henson	J. L. McDavid
S. J. Bunger	H. M. Holbrook	W. J. McGill
W. A. Carson	Ira L. Horne	F. T. Nichols
Lee Clark	J. C. Hutcherson	Caleb Page
Lonnie Cooper	Grover C. Johnson	Smith Park
Fred H. Coots	W. W. Johnson	J. J. Patterson
J. D. Cox	D. C. Jones	Geo. W. Potter
W. J. Curtis	Mrs. H. G. Jorris	W. H. Pryor
J. L. Cushing	W. O. Keller	H. A. Pulliam

Philip J. Ryan	E. J. Snyder	J. L. Valandingham
Chas. L. Seale	Frank L. Strange	Chiles Van Antwerp
M. G. Slusher	J. G. Swearengin	C. D. Vincent
W. R. Smith	Mac Swinford	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The hour of twelve o'clock M. having arrived, the House recessed until one o'clock P. M.

The hour of one o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 73. An Act to amend and re-enact Section 518 Civil Code of Practice, relating to the modification of judgments after term of court rendering it.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 518, Civil Code of Practice, be and the same is hereby amended and re-enacted so that after amendment it will read as follows:

The court in which a judgment has been rendered shall have power, after the expiration of the term, to vacate or modify it.

1. By granting a new trial for the cause and in the manner prescribed in Section 344.

2. By a new trial granted in proceedings against defendants constructively summoned, as is prescribed in Chapter 1 of title x.

3. For misprisions of the clerk.

4. For fraud practiced by the successful party in obtaining the judgment.

5. For erroneous proceedings against a person under disability except coverture, if the condition of such defendants do not appear in the record, nor the error in the proceedings.

6. For the death of one of the parties before the judgment in the action.

7. For unavoidable casualty or misfortune preventing the party from appearing or defending.

8. For errors in a judgment, shown by an infant within twelve months after arriving at full age, as is prescribed in Section 391.

9. When any paper purporting to be the last will of any person has been, or may be hereafter admitted to probate, and a later will has been discovered.

A judgment on this ground, however, shall not be vacated or modified, unless proceedings to that end shall be instituted within twenty-five years after the death of the testator. If the earlier will shall have been established by judgment of the circuit court on appeal from a judgment of the county court, the proceedings to vacate shall be instituted in the circuit court. The proceedings to vacate shall be by petition to which all persons interested in the earlier will shall be made defendants. If no appeal shall have been taken from the judgment of the county court probating the earlier will, the proceedings to vacate shall be instituted in that court.

Provided, however, that a judgment on the ground herein named shall not be vacated or modified until the validity of such later will has been determined in such proceedings to vacate or modify the former judgment as provided in Section 520 of the Civil Code.

When such former judgment has been vacated or modified such later will shall be admitted to probate in the manner and under the laws governing the probation of wills before the expiration of five years. The judgment establishing such later will and vacating the judgment establishing the former will shall be without prejudice to the vacated rights of innocent third parties. The court in which relief is sought for the reasons herein set out, may enter such orders as may be necessary to protect the rights of the parties during the pendency of the proceedings. In all such proceedings either party shall have the right of appeal to the circuit court and the Court of Appeals as in other will cases.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. L. Cushing	Goebel B. Henson
A. J. Baldridge	C. L. Daly	S. K. Holland
J. H. Baughman	E. J. Doss	Grover C. Johnson
W. P. Bowman	D. E. Edwards	D. C. Jones
J. R. Buckman	D. W. Fowler	Mrs. H. G. Jorris
W. G. Buckner	Otto C. Gartin	W. O. Keller
W. A. Carson	R. E. Glenn	Thos. H. King
Lee Clark	F. A. Gnau	Leon P. Lewis
Lonnie Cooper	C. W. Hawkins	Joe Martin
W. J. Curtis	J. M. Hayse	J. L. Manning

Shelby Martin	J. L. McDavid	M. G. Slusher
H. J. Meyers	Smith Park	W. R. Smith
H. H. Miller	Geo. W. Potter	C. D. Vincent
J. S. Milliken	Clint Raymer	T. B. Watts
T. R. Moore	R. R. Rogers	
L. P. Murphy	Philip J. Ryan	

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Those who voted in the negative were—

Wm. J. Arvin	Mormon B. Daniel	F. T. Nichols
W. O. Bach	James M. Durham	Caleb Page
W. B. Belknap	J. O. Evans	J. J. Patterson
T. H. Benton	Whitsett Hall	H. A. Pulliam
Shaler Berry	Lawrence Harmon	Chas. L. Seale
C. H. Berryman	J. F. Harrison	E. J. Snyder
D. F. Brown	Ira L. Horne	Frank L. Strange
Geo. A. Brown	J. C. Hutcherson	J. G. Swearengin
F. W. Bryant	W. W. Johnson	Mac Swinford
S. J. Bunger	J. R. Kelly	J. L. Valandingham
C. B. Carver	B. T. Morris	Chiles Van Antwerp
Fred H. Coots	Chas. N. McCarty	
J. D. Cox	W. J. McGill	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules. the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 232. An Act to amend Subdivision III, Section 822, Kentucky Statutes, Railroad Commission.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Subdivision III, Section 822 of the Kentucky Statutes be amended as follows:

Strike out Section 822 and insert in lieu thereof as follows:

Section 822. Office at Frankfort; salaries of Commissioners; rate clerk, secretary and stenographer; transportation.—The office of the Commission shall be at the seat of government, and shall be provided with suitable offices, furniture and stationery by the State, and may appoint a Secretary at a salary of two thousand dollars per year, a Rate Clerk at eighteen hundred dollars per year and a stenographer at twelve hundred dollars per year, which shall be paid by the State. Each Commissioner shall before entering upon the duties of office take an oath to discharge faithfully the duties of his office, and they shall each receive an annual salary of three thousand dollars, except the chairman, who shall receive thirty-six hundred dollars per annum, and their actual necessary traveling expenses while engaged in the discharge of their duties which, together with the salaries of the secretary, rate clerk and stenographer, shall be paid in the same manner as the salary of the Governor, except that before any expenses are paid, the chairman of the Commission shall filed with the Auditor an itemized statement of said expenses, signed by him and approved by the Governor, which statement shall be filed before any warrant can be issued therefor, and except that each railroad corporation in the Commonwealth shall bear that portion of said traveling expenses incurred by said Commissioners for transportation over its lines, and shall either pay same to the Auditor, to be covered into the treasury, or, in lieu thereof, may issue to the Commonwealth, for the use of said Commissioners, Secretary, Rate Clerk and Stenographer, written or printed authority entitling them to be transported over their respective lines when engaged in

the discharge of their official duties, without charge or compensation.

§ 2. This act shall take effect from and after its passage, and approval by the Governor.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Shaler Berry	C. L. Daly	R. R. Rogers
C. H. Berryman	F. A. Gnau	Philip J. Ryan
W. P. Bowman	Thos. H. King	C. W. Ryans
W. G. Buckner	J. L. Manning	Chas. L. Seale
C. B. Carver	Shelby Martin	T. B. Watts
W. J. Curtis	H. J. Meyers	
J. L. Cushing	J. S. Milliken	

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Those who voted in the negative were—

Lewis Allen	Lee Clark	J. F. Harrison
Wm. J. Arvin	Lonnie Cooper	C. W. Hawkins
W. O. Bach	J. D. Cox	Goebel B. Henson
A. J. Baldridge	J. S. Cruse	Ira L. Horne
J. H. Baughman	Mormon B. Daniel	J. C. Hutcherson
W. B. Belknap	E. J. Doss	E. M. Johnson
T. H. Benton	James M. Durham	Grover C. Johnson
D. F. Brown	D. E. Edwards	W. W. Johnson
Geo. A. Brown	J. O. Evans	D. C. Jones
F. W. Bryant	D. W. Fowler	J. R. Kelly
J. R. Buckman	R. E. Glenn	Leon P. Lewis
S. J. Bunger	Whitsett Hall	Joe Martin
W. A. Carson	Lawrence Harmon	A. M. Mercer

H. H. Miller
T. R. Moore
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Caleb Page
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
Clint Raymer
M. G. Slusher
W. R. Smith
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent

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Mr. Meyers moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 362. An Act enabling cities of the first class, either independently or in conjunction with legally constituted authorities of an adjoining State, to build, construct, operate and maintain bridges across navigable streams, so as to connect such cities with an adjoining State; providing for a Kentucky Commission in such cities of the first class to build, construct, operate, control and maintain such bridges and fixing the powers and duties of such Commission; providing that such bridges may be built, constructed, operated, controlled and maintained by a Joint Commission selected from members of the Kentucky Commission and members of a similar Commission from an adjoining State, fixing the powers and duties of such Joint Commission; providing for an authorizing the voting of a bond issue by cities of the first class, the proceeds therefrom to be used for either building and constructing such bridges independently or for building and constructing same in conjunction with legally constituted authorities of an adjoining State.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. DEFINITIONS. The word "bridge" wherever used in this Act, shall include the actual bridge between the shore lines of the river and the approaches thereto, including the sub-structures and super-structures of both. The word "approaches," whenever used in this Act, shall be construed to mean all that portion of the bridge extending from the beginning of the approach to the furthermost abutment of the bridge on the same side of the river, but not to include such abutment. The word "super-structure," whenever used in this Act, shall be construed to mean all that portion of the bridge between the approaches. The term "sub-structure," whenever used in this Act, shall include all that portion of the bridge not included within the meaning of the definition of super-structure or the approaches, and shall include the piers and abutments. The term "cost of construction" as used in this Act, shall include the cost of constructing the super-structure and sub-structure of the bridge and the approaches thereto, and the cost of acquisition of the ground for the site of said bridge and the approaches thereto, including any franchises, easements, right, or damages incident thereto or consequent upon the taking thereof. The "Kentucky Commission" as used in this Act, shall be construed to mean the Commission formed in cities of the first class bearing the name of said city. The "Commission from adjoining State" shall be construed to mean the Commission provided for by the Legislature or General Assembly of an adjoining State. The "Temporary Joint Commission" as referred to in this Act, shall mean a Commission formed jointly by the "Kentucky Commission" and the "Commission from adjoining State" to build and construct a bridge or bridges. The new or "Permanent Joint Commission" shall mean the Joint Commission constituted, as provided in this Act, to operate, control and

maintain such bridge or bridges. The term "owner" used in this Act, shall be construed to mean all individuals, incorporated companies and religious, benevolent, literary, or other societies or associations, having any title or interest in lands, structures, rights of way, franchises, easements or other interests in lands.

§ 2. Kentucky Bridge Commission. That the Mayor of any city of the first class, with the approval of the Board of Aldermen, may appoint four persons, who, with the Mayor ex-officio, shall constitute a Bridge Commission. Each appointee shall be at least twenty-five years of age and reside within the city. No officer or employee of said City, whether holding a paid or unpaid office shall be eligible to hold an appointment on said Commission. Two of such appointees, each of opposite political affiliation, shall be originally appointed for terms of four years, and two, each of opposite political affiliation, shall be originally appointed for terms of four years. Upon the expiration of such terms, subsequent appointments, made in the same manner, shall be for four year terms only. Not more than two of such appointees shall be members of the same dominant political party. Vacancies shall be filled for any unexpired term in the same manner as the original appointment, provided however that the terms of all said members shall cease if such Commission becomes dissolved as hereinafter provided by this Act. The persons appointed as provided herein shall constitute a body corporate under the name of (*insert name of city*) Bridge Commission and shall have power to contract and be contracted with, to sue and be sued in that name and to adopt a seal and alter same at pleasure. Said Commission shall elect a Chairman from its members, and a Secretary and Treasurer who need not be members of such Commission. The Chairman shall receive a salary of not exceeding Five Thousand Dollars ($5,000.00) per annum, and the Secretary and Treasurer shall receive a salary not exceeding Five Thousand Dollars ($5,-

000.00) per annum. Such salaries shall be fixed by the General Council within the above limitations.

§ 3. Temporary Joint Commission. The Commission provided for under section 2 and referred to as the Kentucky Commission, together with a similar Commission, if provided for by an Act of the General Assembly or Legislature of the Adjoining State, may select from their members a Temporary Joint Commission which shall have the authority to perform the duties hereinafter set out. Such Temporary Joint Commission shall consist of not less than five nor more than eight members; representation shall be equal on said Temporary Joint Commission in such cases where the separate State Commissions contribute equal sums for the expenses of erection and constructing the bridges and approaches; when such sums contributed by the two Commissions are not equal, representation on such Temporary Joint Commission shall be in the proportion of one member for each Five Hundred Thousand Dollars ($500,000.00) or fraction thereof contributed by each commission toward the cost of construction, provided, however, that the Commission from one State shall not appoint more than four members to such Temporary Joint Commission.

§ 4. Powers of Temporary Joint Commission, officers, employes and compensation. Such Temporary Joint Commission shall be known and make contracts in the name of (*insert name of Kentucky City*) and (*insert name of Adjoining State*) Bridge Commission, and shall have power to contract and be contracted with, to sue and be sued in that name. Such Temporary Joint Commission shall from its members elect by a majority vote a president and a vice-president, also a secretary and treasurer who need not be a member of such Temporary Joint Commission. The salary of the President shall be fixed by the Temporary Joint Commission at a sum not exceeding Five Thousand Dollars ($5,000.00) per annum, and that of the Secretary and Treasurer at a sum not exceeding

Five Thousand Dollars ($5,000.00) per annum. Officers or employees of the Kentucky Commission serving on the Temporary Joint Commission shall receive a salary only from such Temporary Joint Commission. The Temporary Joint Commission shall have power to establish by-laws, rules and regulations for its own government and can make and enter into all contracts or agreements germane to the scope of its duties and powers under this Act. Such Temporary Joint Commission may employ engineering, architectural and construction experts and inspectors and attorneys, and such other employees as may be necessary in its opinion, and fix their compensation, all of whom shall do such work as the Temporary Joint Commission shall direct.

§ 5. Time of forming Temporary Joint Commission. Such Temporary Joint Commission shall not be formed until both the Kentucky and Adjoining State Commissions have agreed upon the respective amounts that each Commission is to contribute toward the bridge project. Whereupon said Temporary Joint Commission shall be selected and there shall be paid over to it the amounts agreed to be paid by each Commission. Such funds paid over by the Kentucky Commission shall be deposited in some National Bank or Banks in said city of the first class in the name of the Temporary Joint Commission and such funds paid over by the adjoining State Bridge Commission shall be deposited in some National or State Bank or Banks, or Trust Company, to be designated by said adjoining State Bridge Commission, in the name of the Temporary Joint Commission and all payments from such funds shall be by voucher drawn and signed by the Secretary and Treasurer and counter-signed by the President or Vice-President. Such Secretary and Treasurer of the Temporary Joint Commission shall execute a bond with surety acceptable to such Commission to secure the proper performance of his or its duties. Other officers of the Temporary Joint Commission may also be required to give bond for the faithful

performance of their duties according to law, the premium of such bonds to be paid by said Temporary Joint Commission.

§ 6. That the said Temporary Joint Commission is hereby authorized and empowered and it shall be its duty, to have prepared the necessary and proper plans and specifications for the construction of bridges, to select the location for same, determine the size, type, and method of construction thereof; to plan and fix their boundaries and approaches, to make the necessary estimates of the probable cost of construction and the acquisition of the ground for the sites of the abutments and the approaches to the bridge in a manner hereinafter provided, to enter into the necessary contracts, to build and equip the entire brides and the approaches thereto, to build the super-structures and sub-structures thereof, to obtain such consent as may be necessary from the Government of the United States and the approval of the Secretary of War, and to cause a survey and map to be made of all lands, structures, rights of ways, franchises, easements or other interests in lands lying within the Commonwealth of Kentucky, including lands under water and riparian rights owned by any person, corporation or municipality, the acquisition of which may be deemed necessary for the construction of such bridges and to cause such map and survey to be filed in its office, the members of said Temporary Joint Commission, or its agents and employees, may enter upon such grounds, structures and lands under water notwithstanding any interests in such lands or structures, for the purpose of making such surveys and maps. Provided, however, that said Temporary Joint Commission shall not proceed to exercise or carry out any authority or power herein given it to bind said Commision beyond the extent to which money has been turned over to it by the Kentucky Commission and the Commission from the adjoining State. All money expended or appropriated to be expended for the purposes of this Act shall be used and expended under the supervision of said Temporary Joint Commission and no contracts or agreements with any contractor or

contractors for the construction of such bridges exceeding in amount the sum of Twenty-five Hundred Dollars ($2,500.00) shall be made without advertisement for bids, which bids shall be opened publicly and an award made to the lowest and best bidder, with power in said Commission to reject any or all bids.

§ 7. Interest and Principal requirements on bonds during period of construction of bridges. During the period between the date of sale of bonds by the Taxing Districts of the two states, and one year after the completion of said bridges, the Temporary and Permanent Joint Commissions shall pay out of the funds in their hands, to the Taxing Districts the interest and Sinking Fund requirements on the bonds issued by the two Taxing Districts. Such payments shall be considered capital expenditures for the bridges, but each State Commis- shall be required to account to the other for any sums which it may thus receive in excess of its proper proportions of such funds on the basis of original contribution to the project. Such accounting shall be had upon the final completion of the bridges, or out of the first net earnings distributed to the two Taxing Districts.

§ 8. Acquisitino of Property. The Temporary Joint Commission is hereby authorized to purchase in the Commonwealth of Kentucky such lands, structures, rights of way, franchises, easements or other interests in lands, including lands under water and riparian rights of any person, railroad, or other public or private corporation or municipality, necessary for the building of said bridges and approaches thereto upon such terms, prices or consideration as may be considered by it to be reasonable, and can be agreed upon between it and the owner or owners, title thereto to be taken in the name of the Kentucky City where such rights, titles or interest lie within the boundaries of the Commonwealth of Kentucky.

§ 9. Condemnation of Property. Whenever it shall become necessary to condemn property in cities of the first class,

or in counties in which such cities are located, for the purpose of constructing any portion of said bridges or the approaches thereto, or securing rights of way leading to said approaches, said Temporary Joint Commission shall certify such fact to the Kentucky Commission which latter Commission may condemn any interest, franchises, easements, right or privileges, land or improvements which may, in its opinion, be necessary for the purpose of constructing and erecting said bridges or the approaches thereto, or necessary for rights of way leading to said approaches. Condemnations shall be had in the name of the Kentucky Commission and the method thereof shall be the same as that providing for the comdemnation for appropriate municipal purposes by cities of the first class.

§ 10. Removal of Obstructions. All individuals or corporations having buildings, structures, works, conduits, mains, pipes, tracks, or other physical obstruction in, over or upon the public streets, lanes, alleys, highways or in, under or over the river over which the bridges are to be constructed, and which shall interfere with or impede the progress of said bridges when in process of construction and establishment, shall upon reasonable notice from the Kentucky Commission promptly so shift, adjust, accommodate or remove the same at their own cost and expense, as fully to meet the exigencies occasioning such action, and the General Council shall have full power by ordinance, to prescribe the penalty for such failure.

§ 11. Completion of Bridges. Upon the completion of the bridges the Temporary Joint Commission shall certify said fact to each of the said Commissions together with a full report of the work done and the expenditures therefor, and if there are any unexpended funds on hand there shall be retained by the Temporary Joint Commission a sufficient sum estimated to be necessary for paying the operating and maintenance expenses of such bridges for a period of one year. The balance shall be returned to the two said Commissions in the same proportion as contributed by them respectively.

Such funds returned to the Kentucky Commission shall in turn be paid over by it to the Commissioners of the Sinking Fund to be applied by it on the payment of the principal and interest on the bonds isssued by the City to pay its share of the building of said bridges.

§ 12. Dissolution of Kentucky Commission. Forming of a new or Permanent Joint Commission to operate and maintain the bridges. Upon such payment to the Commissioners of the Sinking Fund and upon the forming of the Permanent Joint Commission as herein provided, the Kentucky Commission shall cease to exist and that portion of the bridges situated within the boundaries of the Commonwealth of Kentucky together with all lands, rights, easements and appurtenances thereunto appertaining, shall immediately vest in the Kentucky City and that portion of the bridges situated within the boundaries of the Taxing District of the adjoining State together with all lands, rights, easements and appurtenances thereunto appertaining shall best in such Taxing District of the adjoining State, such bridges and approaches to be operated, controlled and maintained by a new and permanent Joint Commission to be formed as follows:

Representation thereon shall continue in the same proportion as on the original or Temporary Joint Commission and it shall become a body corporate under the name of (*insert name of Kentucky city*) and (*insert name of adjoining State*) Bridge Commission with power to sue and be sued, and to contract and be contracted with, to adopt a seal and to alter same at pleasure. Membership by the Kentucky City on said Permanent Joint Commission shall be by appointment by the Mayor in cities of the first class with the approval of the Board of Aldermen. Two of such appointees, each of opposite political affiliation, shall be originally appointed for terms of four years, and two, each of opposite political affiliation, shall be originally appointed for terms of five years; upon the expiration of such terms, subsequent appointments made in the same manner, shall be for four year terms only. Not more

than two of such appointees shall be members of the same dominant political party. Vacancies shall be filled for any unexpired term in the same manner as the original appointment. Each of such appointees shall possess all the qualifications necessary for membership on the original Kentucky Commission. The manner of selecting or appointing a member or members on such Permanent Joint Commission by taxing district from an adjoining State shall be determined by the Legislature or General Assembly of such adjoining State. Such appointment or appointments shall be certified to the Mayor of the Kentucky City by the authority from an adjoining State duly authorized by legislative Act of such state to make such certification. In turn, the Mayor of the Kentucky City shall certify the Kentucky members on such Joint Commission to the authority of the adjoining State authorized by Legislative Act of such State to receive such certification.

§ 13. Joint Commission to Operate Bridges. Such new and Permanent Joint Commission provided for in Section 12 shall operate, manage and control such bridges in their entirety, and succeed to all remaining funds and records held by the old Joint Commission; fix the rate of tolls, establishing by-laws and rules and regulations for the use and operation of said bridges; select such officers and employees as it deems necessary and fix their compensation not exceeding the constitutional salary limit in the Commonwelath of Kentucky. Such new and Permanent Joint Commission may set aside out of the net earnings from such bridges a reasonable amount for depreciation, replacements and repairs, and the balance, if any, shall be paid over to the taxing districts of each State which issued bonds or contributed funds for the building of such bridges, such payments to be made in the same proportion as the amount contributed originally by such taxing district for the construction of the bridges. The sums thus payable to the cities of the first class in the Commonwealth of Kentucky shall be paid to the Commissioners of the Sinking Fund, to be by it first applied to the Sinking Fund for the

principal and interest on the bonds issued by said City for building the bridges, and when a sum sufficient has been collected and set aside by said Commissioners to pay said bonds at maturity, the sums received from the net earnings of the bridge shall be applied by said Commissioners on the payment of the principal and interest of bonds issued by cities of the the first class for other purposes.

§ 14. Tolls and Charges. Such Permanent Joint Commission, or Kentucky Commission, if it acts independently, shall have full power to regulate rates, and fix all charges and tolls for the use of such bridges, provided, however, that such tolls and charges shall be so fixed and collected as to accumulate a sufficient fund for depreciation, replacements and repairs, and in addition, an amount sufficient, if possible, to discharge in a period of thirty (30) years the principal and interest of the bonds issued to pay for the construction of such bridges. After a sum sufficient to pay said bonds has been paid over to the Taxing District or Districts issuing such bonds, toll charges may be fixed in its discretion by such Kentucky or Permanent Joint Commission, whichever shall control and operate such bridges. Net earnings shall be paid over to the Taxing District or Districts semi-annually.

§ 15. Independent Action by Kentucky Commission. The bridges provided for herein may be built and paid for independently by the Kentucky Commission, in which case such bridges in their entirety, including all rights and appurtenances thereto appertaining, shall be owned by the cities in which such Commissions are formed, and such bridges and approaches shall be operated, controlled and maintained by the Kentucky Commission. In such case all the powers and duties developed upon both the Temporary and Permanent Joint Commissions in this act, and the limitations and restrictions thereon imposed, shall vest in, belong to and appertain to such Kentucky Commission, which shall be a permanent corporate body, perpetuated in the same manner as originally

formed. In taking such independent action to build such bridges, the Kentucky Commission need not await the action of authorities of an adjoining state, the intention of this act being to enable the Kentucky Commission to use its discretion in acting independently or in conjunction with legally constituted authorities of an adjoining state. In case the Kentucky Commission shall act independently, it shall possess the power to take and hold property, real and personal, in an adjoining state, together with all rights, easements, franchises and all classes of property rights which may or can be secured in such adjoining state necessary to build, construct, control, operate and maintain such bridges and their approaches. If such bridges are owned in their entirety by such cities of the first class in Kentucky, all the net earnings therefrom, after depreciation, replacements and repairs shall be paid over to the Commissioners of the Sinking Fund as provided is section 13 and 14 hereof.

§ 16. Rights of Commission from Adjoining State after letting of contracts by Kentucky Commission. In the event the Kentucky Commission acts independently and contracts to build such bridges, it shall have power for a period of three years after letting such contracts to form the Temporary Joint Commission on the same basis and under the same terms as if such Temporary Joint Commission had been formed before the letting of such contract or contracts, whereupon such Temporary Joint Commission shall succeed to all the rights and obligations acquired or incurred by the Kentucky Commission, and shall continue to function as provided in sections 3, 4, 5, 6, 7, 8, and 9 of this Act.

§ 17. Public Ways Restored to original conditions. Any public ways damaged or destroyed by reason of the building of such bridges or approaches shall be restored or repaired by the Kentucky or Joint Commission and placed in their original condition as near as practicable.

§ 18. Bond Issue—Vote Upon. In order to provide money for the building and constructing of such bridges and

the approaches thereto, including all rights or appurtenances thereunto appertaining, the General Council may adopt an ordinance submitting to the voters of the city, at any regular election held in such city, the question whether bonds of the city shall be issued for the purpose of building such bridges or bridge. The ordinance shall provide the date and maturity of such bonds, the maximum rate of interest they shall bear, such rate to be fixed by the Mayor, and the total amount to be then issued, and the ordinance shall also contain the necessary details in reference to the execution and delivery of said bonds, their denominations, coupons to be annexed, tax to be levied to pay the interest, and a sinking fund to retire such bonds at maturity. Said ordinance for the submission of the question of issuing bonds to the people may be adopted by the General Council, either prior or subsequent to the selection of the plan to be adopted for building said bridges, and the forming of the Kentucky Commission. The total amount of bonds to be issued under this Act shall not exceed Five Million Dollars ($5,000,000.00).

§ 19. Issue and Sale of Bonds—Disposition of Proceeds. If the voters of the city shall determine that such bonds shall be issued, they shall when so issued be placed under the control of the Kentucky Commission, who shall determine when and at what price and how they can be sold. Provided, however, that no bonds shall be sold for less than par, and provided further that any premium which may be obtained shall constitute a part of the sinking fund for their ultimate retirement. As the said bonds are sold their proceeds shall go to the credit of the Kentucky Commission, in the same depositories which are selected for the deposit of the funds of the Sinking Fund Commissioners of the City, and upon the same agreement as to interest. Provided, however, that if such bridges are built by the Joint Commission hereinabove provided for, the Kentucky Commission may turn over the proceeds of the sales of such bonds to such Joint Commission at such times as it deems necessary and proper. Pro-

vided further that the time of sale of such bonds shall not be made to depend upon whether the Kentucky Commission has decided to act independently in building such bridges, or jointly with authorities of an adjoining State.

§ 20. Disbursement—Power to Borrow Money by Kentucky Commission. All disbursements of the Kentucky Commission including compensation to its members or officers, engineers, architects, agents, attorneys and other employed by it shall come out of the proceeds of the sale of the said bonds. Provided, however, that the Kentucky Commission with the consent of the General Council may have the right to borrow enough money to defray the liabilities incurred by it up to the time it shall receive the proceds of such bonds, and in the event that the voters of the city shall reject the said ordinance, then the city shall be responsible for the repayment of all money so borrowed and provided that in the event the said ordinance to be submitted to the people is not adopted by them, and the bond issue authorized then on the first day of January following such rejection, the powers herein granted to the Kentucky Commission shall cease and the said commission shall stand dissolved. Any such sums so expended by the Kentucky Commission shall be chargeable to the Temporary Joint Commission, if same is formed.

§ 21. If the issue of the bonds provided for or for any part of same, is voted on, and said bond issue or part thereof is either defeated or carried, the General Council may pass as many other ordinances and submit to the vote the question of issuing bonds at as many other regular elections held in the city as it may see fit until bonds to the amount of Five Million Dollars ($5,000,000.00) are authorized and issued.

§ 22. If any section or part of a section, paragraph or portion of a paragraph herein shall be determined by a Court of competent jurisdiction to be invalid, it shall not affect the validity of the remaining sections, parts of sections, paragraphs or portion of a paragraph.

§ 23. An emergency being declared to exist this Act shall take effect immediately from and after its passage and approval by the Governor as provided by law.

Mr. Hayse offered the following Amendment to said bill, viz.:

Amend Sec. 7 by inserting in line 12 between the words "earnings" and the word "distributed," the words "if any."

Amend Sec. 13 by inserting in Line 5 between the word "tolls" and the word "established" the following words: "in case a toll bridge is decided on."

Amend Sec. 13 by inserting at the end of line 9 after the word "earnings" the words "if any."

Amend Sec. 13 by inserting in line 21 after the word "earnings" and before the word "of" the words "if any."

Amend Section 14 by striking out the whole of said section and inserting in lieu thereof the following:

Section 14. Before submitting to vote the question of issuing the bonds herein provided for, the city of the first class shall first determine by ordinance whether any bridge or bridges to be constructed under the authority hereby conferred shall be a free or a toll bridge. In case a free bridge is decided on, such city shall have power, by taxation, to provide funds to pay the cost of operating and maintaining the bridge. In case a toll bridge is decided on by ordinance, such permanent Joint Commission or Kentucky Commission, if it acts independently, shall have full power to regulate rates, and fix all charges and tolls for the use of such bridges, provided, however, that such tolls and charges shall be so fixed and collected as to accumulate a sufficient fund for deprecia-

tion, replacements and repairs, and in addition, an amount sufficient, if possible, to discharge in a period of thirty (30) years the principal and interest of the bonds issued to pay for the construction of such bridges. After a sum sufficient to pay said bonds has been paid over to the Taxing District or Districts issuing bonds, tolls and charges may be fixed in its discretion by such Kentucky or Permanent Joint Commission, whichever shall control and operate such bridges. Net earnings shall be paid over to the Taxing District or Districts semi-annually.

Amend Sec. 15 by inserting at the end of line 23 and after the word "therefrom" the words "if any."

Amend Section 18 by inserting in line 2 after the word "constructing" and before the word "of" the words "and operating."

Said Amendments were each and severally agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. H. Baughman	W. P. Bowman
W. B. Ardery	W. B. Belknap	D. F. Brown
Wm. J. Arvin	T. H. Benton	Geo. A. Brown
W. O. Bach	Shaler Berry	F. W. Bryant
A. J. Baldridge	C. H. Berryman	J. R. Buckman

W. G. Buckner	C. W. Hawkins	Chas. N. McCarty
S. J. Bunger	J. M. Hayse	J. L. McDavid
W. A. Carson	Goebel B. Henson	W. J. McGill
C. B. Carver	H. M. Holbrook	F. T. Nichols
Lee Clark	Ira L. Horne	Caleb Page
Lonnie Cooper	J. C. Hutcherson	Smith Park
Fred H. Coots	E. M. Johnson	Jas. J. Peters
J. D. Cox	Grover C. Johnson	Geo. W. Potter
J. S. Cruse	W. W. Johnson	W. H. Pryor
W. J. Curtis	D. C. Jones	H. A. Pulliam
J. L. Cushing	Mrs. H. G. Jorris	Clint Raymer
Mormon B. Daniel	W. O. Keller	R. R. Rogers
J. R. Dorman	J. R. Kelly	C. W. Ryans
E. J. Doss	Thos. H. King	M. G. Slusher
James M. Durham	Leon P. Lewis	W. R. Smith
D. E. Edwards	J. L. Manning	E. J. Snyder
J. O. Evans	Joe Martin	Frank L. Strange
D. W. Fowler	Shelby Martin	J. G. Swearengin
Otto C. Gartin	A. M. Mercer	Mac Swinford
R. E. Glenn	H. H. Miller	J. L. Valandingham
F. A. Gnau	J. S. Milliken	Chiles Van Antwerp
Whitsett Hall	T. R. Moore	C. D. Vincent
Lawrence Harmon	B. T. Morris	T. B. Watts
J. F. Harrison	L. P. Murphy	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 478. An Act making incurable insanity a ground for an absolute divorce from the bonds of matrimony to either

wife or husband; prescribing the conditions that must exist before a divorce may be obtained for this cause; regulating the practice and procedure and designating the venue of an action for divorce under this Act; and repealing all laws and parts of laws in conflict herewith.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. It shall be ground for an absolute divorce from the bonds of matrimony to either wife or husband when the other has been adjudged insane by a court of competent jurisdiction of this or any other state and has been and is, when the action is commenced, confined under such judgment in an asylum or institution in this or any other state continuously for a period of ten years or more and in addition to the foregoing is pronounced incurably insane by the testimony taken in the action under this act of two qualified and competent physicians or alienists, who are residents of the state in which the defendant spouse is confined in an asylum or institution as above provided.

§ 2. The laws of this Commonwealth relating to the practice and procedure in divorce cases shall apply to divorces sought to be obtained under the provisions of this act and the action for a divorce under this act shall be brought in the county of the plaintiff's residence, and summons shall be executed on the defendant in the action under this act as provided in section 53 of the Civil Code of this Commonwealth.

§ 3. All laws and parts of laws in conflict herewith are hereby expressly repealed.

§ 4. This act shall become a law of this Commonwealth at the time provided in the Constitution.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	James M. Durham	T. R. Moore
Wm. J. Arvin	D. E. Edwards	L. P. Murphy
W. B. Belknap	J. O. Evans	J. L. McDavid
T. H. Benton	D. W. Fowler	Caleb Page
W. P. Bowman	R. E. Glenn	Smith Park
D. F. Brown	F. A. Gnau	Jas. J. Peters
Geo. A. Brown	Lawrence Harmon	Geo. W. Potter
J. R. Buckman	Goebel B. Henson	W. H. Pryor
W. G. Buckner	H. M. Holbrook	H. A. Pulliam
S. J. Bunger	S. K. Holland	Clint Raymer
C. B. Carver	J. C. Hutcherson	R. R. Rogers
Lee Clark	Grover C. Johnson	Chas. L. Seale
Lonnie Cooper	W. W. Johnson	M. G. Slusher
Fred H. Coots	D. C. Jones	W. R. Smith
J. D. Cox	W. O. Keller	E. J. Snyder
J. S. Cruse	Thos. H. King	J. G. Swearengin
W. J. Curtis	Leon P. Lewis	Mac Swinford
Mormon B. Daniel	Shelby Martin	Chiles Van Antwerp
J. R. Dorman	H. H. Miller	

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Those who voted in the negative were—

Shaler Berry	C. W. Hawkins	Frank L. Strange
J. L. Cushing	Ira L. Horne	J. L. Valandingham
C. L. Daly	Mrs. H. G. Jorris	C. D. Vincent
Otto C. Gartin	J. L. Manning	T. B. Watts
Whitsett Hall	Chas. N. McCarty	
J. F. Harrison	F. T. Nichols	

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Resolved that the title thereof be as aforesaid

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 333. An Act to amend Section 1845 Kentucky Statutes, relating to compensation of members of Fiscal Court.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 1845 of the Kentucky Statutes be amended by striking out the words and figures $4.00 per day and substituting therefor $6.00 per day so that when section is amended it shall read as follows:

"The members of the court, except the county judge, shall be entitled to $6.00 per day for each day they are engaged in holding fiscal court, and also for each day they are engaged in actual attendance at the meeting of said court; said compensation to be allowed by said court and paid out of the county levy; Provided, That no compensation shall be allowed the members of said court for attendance at the meetings of the committees thereof except in those counties that maintain a system of free turnpikes under the control and supervision of the fiscal court.

Mr. G. A. Brown offered the following amendment to said bill, viz:

Amend H. B. 333 by striking out of Section 1, line 2 of the printed bill, after the word "therefor" the figures "$6.00"

and substituting in lieu therefor the figures "$5.00" also in line 4 substitute for "$6.00" the figures "$5.00."

Said amendment was disagreed to.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen
Wm. J. Arvin
W. B. Belknap
T. H. Benton
Shaler Berry
W. P. Bowman
D. F. Brown
Geo. A. Brown
F. W. Bryant
J. R. Buckman
W. G. Buckner
S. J. Bunger
C. B. Carver
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. S. Cruse
W. J. Curtis
J. L. Cushing
C. L. Daly
Mormon B. Daniel
E. J. Doss
D. E. Edwards
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
J. F. Harrison
C. W. Hawkins
Goebel B. Henson
H. M. Holbrook
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
J. R. Kelly
Thos. H. King
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
A. M. Mercer
H. J. Meyers
H. H. Miller
J. S. Milliken
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
R. R. Rogers
Philip J. Ryan
C. W. Ryans
Chas. L. Seale
M. G. Slusher
W. R. Smith
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent
T. B. Watts

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Those who voted in the negative were—

W. O. Bach	James M. Durham
A. J. Baldridge	J. O. Evans

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 216. An Act to call a convention for the purpose of amending and revising the Constitution and to provide for the redrafting thereof.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the sense of the people of the state be taken as to the necessity and expediency of calling a convention for the purpose of revising or amending the Constitution of the state and such amendments as may have been made to the Constitution.

§ 2. If the next General Assembly shall concur in this law, the Governor shall be empowered prior to said convention to employ such persons or firms, specializing in the study and recommendations for reorganization of state governments, as he may deem necessary to redraft for this Commonwealth a Constitution which will provide for a procedure and

organization of all parts of the government to allow an economical administration of the functions, enterprises and duties of the state government which have multiplied in number and consequence since the adoption of the present Constitution.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provsion of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. L. Daly	J. L. Manning
W. O. Bach	J. R. Dorman	Joe Martin
A. J. Baldridge	D. E. Edwards	Shelby Martin
J. H. Baughman	J. O. Evans	A. M. Mercer
W. B. Belknap	D. W. Fowler	H. H. Miller
Shaler Berry	Otto C. Gartin	J. S. Milliken
W. P. Bowman	R. E. Glenn	T. R. Moore
D. F. Brown	F. A. Gnau	B. T. Morris
Geo. A. Brown	Lawrence Harmon	L. P. Murphy
F. W. Bryant	J. F. Harrison	Chas. N. McCarty
J. R. Buckman	C. W. Hawkins	J. L. McDavid
W. G. Buckner	H. M. Holbrook	W. J. McGill
S. J. Bunger	J C. Hutcherson	F. T. Nichols
C. B. Carver	E. M. Johnson	Smith Park
Lee Clark	Grover C. Johnson	Jas. J. Peters
Lonnie Cooper	W. W. Johnson	Geo. W. Potter
Fred H. Coots	D. C. Jones	W. H. Pryor
J. D. Cox	Mrs. H. G. Jorris	H. A. Pulliam
J. S. Cruse	W. O. Keller	Clint Raymer
W. J. Curtis	Thos. H. King	R. R. Rogers
J. L. Cushing	Leon P. Lewis	C. W. Ryans

Chas. L. Seale	J. G. Swearengin	C. D. Vincent
M. G. Slusher	Mac Swinford	T. B. Watts
W. R. Smith	J. L. Valandingham	
Frank L. Strange	Chiles Van Antwerp	

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Those who voted in the negative were—

Wm. J. Arvin	Whitsett Hall	J. J. Patterson
T. H. Benton	Ira L. Horne	E. J. Snyder
Mormon B. Daniel	J. R. Kelly	
E. J. Doss	Caleb Page	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill, entitled:

H. B. 435. An Act to amend, revise and re-enact Section 8, Chapter 36, Acts of 1920, being an Act entitled "An Act creating a County Board of Education, prescribing its duties, fixing the tenure of office and compensation of its members, etc.," approved March 22, 1920.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 8, Chapter 36, of the Acts of the General Assembly of the Commonwealth of Kentucky, as passed by its regular session in the year 1920, relating to taxes levied

by the fiscal court for school purposes, be and the same is hereby amended, revised and re-enacted, so that said Section 8 of said Chapter 36 as re-enacted shall read as follows:

"It shall be the duty of the county tax commissioner of each county, upon blanks furnished to him by the State Tax Commission, in making the assessment for the county to show on each assessment the property subject to taxation under the provisions of this act, and it shall be the duty of the county court clerk, after the tax commissioner has made out and completed the tax assessor's books of the county, to certify to the county superintendent the total assessed valuation of property in the county subject to taxation under the provisions of this act. Upon receipt of such certificate from the county court clerk, it shall be the duty of the county board of education each year to prepare subject to the rules and regulations of the State Board of Education and on and with the advice of the county superintendent, an itemized and detailed school budget, showing the amount of money needed for supplementing teachers' salaries, for permanent improvements, repairs, furniture, old buildings, maintenance and support of schools during the succeeding school year and also the estimated total amount that will be received from the state and the amount that will be needed to be raised by local taxation, including the rate of levy necessary to raise such amount which in no event shall be less than twenty-five cents (25c) nor more than seventy-five cents (75c) on each one hundred dollars ($100.00) worth of taxable property in the territory affected by this act. This annual school budget shall be submitted in writing to the county court clerk not less than ten days before the usual day for making the county levy and it shall be the duty of the clerk of the county court to present it to the fiscal court when it convenes to make the annual county levy.

In any county in which a rate of more than fifty cents to the hundred dollars is levied for school purposes, it will be-

come the duty of the county board of education to maintain its schools for a minimum term of eight months.

Provided, that half the revenue arising from such tax, together with the state per capita apportioned to such county board, will enable it to pay a standard salary of seventy-five dollars permonth to its teachers, allowing an average of one teacher for every fifty children in its county school census.

Provided, further, that in any county whose school revenue when so apportioned will not enable it to maintain such a salary schedule for a term of as much as eight months, the county board may accordingly maintain its elementary schools for a term of either six or seven months, conditioned upon approval of same by the State Board of Education given after consideration of facts submitted by the county board showing its inability to maintain standard salaries for full term of eight months.

When such budget has been submitted to the fiscal court as herein provided, it shall be the duty of the fiscal court to make the levy therein recommended and demanded, upon all taxable property subject to state taxation in such county, exclusive of property located in graded school districts and cities and towns, maintaining a separate and distinct system of schools.

At the same time that the fiscal court makes the ad valorem levy demanded by the county board of education, it shall also impose upon all male voters residing in the territory affected by such ad valorem tax, a capitation tax not exceeding one dollar ($1.00) each. It shall be the duty of the sheriff of the county in the same manner and at the same time he collects other state and county revenues, to collect the tax imposed under the provisions of this act and after deducting his commission for same as now allowed by law and provided herein, he shall turn such tax over to the treasurer of the county board of education. Provided, however, the commission allowed the sheriff for collection of such tax shall not exceed one per cent (1%) of the total school tax collected.

For the purpose of determining the sheriff's commission for collecting the tax provided for in this act, the tax so collected, together with the state and county revenue collected by the sheriff, shall be treated as one fund, and the sheriff shall deduct from the taxes collected under the provisions of this act his commission for collecting same, which shall be in proportion to his entire commission on the combined funds referred to herein, as the school taxes collected bear to all the taxes collected by him. The sheriff shall make monthly settlements of the taxes collected by him under the provisions of this act. The fiscal court shall annually make a settlement with the sheriff for the taxes collected under the provisions of this act in the same manner as now provided for by law for the settlement of state and county taxes and a copy of such settlement must be filed with the county board of education. The money collected by taxation under the provisions of this act shall be expended by the county board of education in accordance with the recommendation contained in the budget submitted to the fiscal court as herein provided. The money raised by the levy under this section of this act shall be devoted first and exclusively, up to the amount of the maximum levy herein provided, for the purpose of supplementing the teachers' salaries engaged in teaching in the territory affected by the provisions of this section, until the minimum salary now allowed by law, or as may hereafter be allowed by law for teachers is rached, and after said minimum has been reached the money raised by such levies may be used for supplementing teachers' salaries, building of schoolhouses, equipping same, and other costs of maintenance and operation as in the judgment of the county board of education may be determined; but the amount necessary, as well as the levy necessary, for supplementing teachers' salaries and for the other purposes herein set forth, must be itemized in the budget submitted by the county board of education to the county fiscal court at the time the request for the levy is made.

All laws and parts of laws in conflict with this act are hereby repealed."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Otto C. Gartin	T. R. Moore
W. O. Bach	R. E. Glenn	B. T. Morris
A. J. Baldridge	F. A. Gnau	Chas. N. McCarty
W. B. Belknap	Whitsett Hall	J. L. McDavid
T. H. Benton	Lawrence Harmon	W. J. McGill
Shaler Berry	J. M. Hayse	Smith Park
W. P. Bowman	Goebel B. Henson	Geo. W. Potter
D. F. Brown	H. M. Holbrook	H. A. Pulliam
F. W. Bryant	S. K. Holland	Clint Raymer
C. B. Carver	J. C. Hutcherson	R. R. Rogers
Lee Clark	E. M. Johnson	Philip J. Ryan
Lonnie Cooper	Grover C. Johnson	C. W. Ryans
Fred H. Coots	W. W. Johnson	Chas. L. Seale
J. S. Cruse	D. C. Jones	M. G. Slusher
J. L. Cushing	Mrs. H. G. Jorris	W. R. Smith
C. L. Daly	W. O. Keller	E. J. Snyder
J. R. Dorman	J. R. Kelly	Frank L. Strange
E. J. Doss	Thos. H. King	J. G. Swearengin
James M. Durham	Leon P. Lewis	C. D. Vincent
D. E. Edwards	Shelby Martin	T. B. Watts
J. O. Evans	H. J. Meyers	
D. W. Fowler	H. H. Miller	—64

Those who voted in the negative were—

Wm. J. Arvin	J. F. Harrison	Jas. J. Peters
J. R. Buckman	Ira L. Horne	W. H. Pryor
W. G. Buckner	J. L. Manning	Mac Swinford
J. D. Cox	Joe Martin	
Mormon B. Daniel	Caleb Page	—13

Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 547. An Act to repeal, amend and re-enact Section 1847 of the Kentucky Statutes, Carroll's Edition of 1915, as amended by the Acts of the General Assembly of Kentucky, Chapter 115, page 551, Session of 1920, and now Section 1847 of the Kentucky Statutes, Carroll's Edition of 1922, relating to commissioners to constitute fiscal courts and providing for special election therefor and term of office, and providing for compensation of commissioners in counties having cities of the second class.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 1847 of the Kentucky Statutes, Carroll's Edition of 1915, as amended by the Acts of the General Assembly of Kentucky, chapter 115, page 551, session of 1920, and now Section 1847 of the Kentucky Statutes, Carroll's Edition of 1922, relating to commissioners to constitute fiscal courts and providing for special elections therefor and term of office, and providing for compensation of commissioners in counties having cities of the second class, be, and the same is hereby repealed, amended and re-enacted, so that when repealed, amended and re-enacted, it will read as follows:

"Commissioners may constitute fiscal court; election and term of office. But any county in the Commonwealth of Kentucky so desiring it may have three commissioners, to be elected from the county at large, who, together with the judge of the county court shall constitute the fiscal court of said county. To ascertain whether a county desires a fiscal court composed of three commissioners and a county judge, the county judge of said county upon an application by written petition signed by one hundred legal voters of said county is hereby authorized to call an election, and it shall be the duty to call an election to submit to the legal voters of said county the question; 'Are you for or against having a fiscal court composed of three commissioners and the county judge of the county court?' Upon such petition being filed with the judge of the county, it shall be the duty of the judge of the county court in such county at the next regular term thereof after receiving said petition to make an order on his order book directing an election to be held in said county to be affected thereby, on some day named in said petition not earlier than sixty days after said application is lodged with the judge of the said court, which order shall direct the sheriff of the county, or officer of the said county who may be appointed to hold said election to open the polls at each and all of the voting precincts in said county for the purpose of taking the sense of the legal voters of such county, who are qualified to vote at elections for county officers, upon the proposition whether said county shall have a fiscal court composed of three commissioners from the county at large with the county judge. It shall be the duty of the county clerk of the county affected to give to the sheriff or the officer appointed as aforesaid to hold said election certified copy of said order as it appears on the order book, within five days after said order is made; and it shall be the duty of the sheriff or other officer aforesaid to have said order published in some weekly or daily newspaper published in the English language in said county for at least two consecutive weeks before the election, and also

to advertise the same by printed hand bills posted at some conspicuous place or places in each precinct in the county, for the same length of time, when the election will be held for the county, and the purpose thereof. All elections hereby provided for all shall be held by such officers as would be qualified to hold elections for county officers, and they shall be selected in the same way, and all elections herein provided for shall be held in accordance with the provisions of the general election laws of the State, and the returns made, certified and examined and certified as other elections under the general election laws of the State, except that they shall not be held on the same day with any regular political election, nor within thirty days next preceding or following any regular political election. If a majority of the legal votes cast at said election are in favor of the fiscal court of said county being composed of three commissioners to be elected from the county at large and the judge of the county court, it shall be the duty of the county judge before the next regular election for county officers to divide the county into three districts as nearly equal in population as practicable and possible, and at said election there shall be elected in said county by the qualified voters thereof, and every four years thereafter, three commissioners, one from each district, and with the judge of the county court shall constitute the fiscal court of the county until otherwise changed by law. The election herein provided for shall not be held in any county oftener than once in four years. The said commissioners shall each be paid out of the county levy in lieu of all fees and in full compensation for his services as follows: In counties having a city of the second class not less than one thousand two hundred ($1,200.00) nor more than two thousand ($2,000.00) dollars per annum, payable monthly, and same to be fixed by the fiscal court. In all other counties said commissioners shall receive such compensation as may be provided by law."

§ 2. All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

Mr. Pulliam offered the following amendment to said bill viz.:

Amend H. B. 547 on page 3 by striking out the words beginning with the word "less" in line 65 and ending with the word "nor" in line 66.

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. S. Cruse	C. W. Hawkins
Wm. J. Arvin	W. J. Curtis	J. M. Hayse
W. O. Bach	J. L. Cushing	Goebel B. Henson
A. J. Baldridge	C. L. Daly	H. M. Holbrook
J. H. Baughman	Mormon B. Daniel	Ira L. Horne
T. H. Benton	J. R. Dorman	J. C. Hutcherson
Shaler Berry	E. J. Doss	Grover C. Johnson
W. P. Bowman	James M. Durham	W. W. Johnson
D. F. Brown	D. E. Edwards	Mrs. H. G. Jorris
Geo. A. Brown	J. O. Evans	W. O. Keller
F. W. Bryant	D. W. Fowler	J. R. Kelly
J. R. Buckman	Otto C. Gartin	Thos. H. King
W. G. Buckner	R. E. Glenn	Leon P. Lewis
S. J. Bunger	F. A. Gnau	J. L. Manning
Lonnie Cooper	Whitsett Hall	H. J. Meyers
Fred H. Coots	Lawrence Harmon	H. H. Miller
J. D. Cox	J. F. Harrison	J. S. Milliken

T. R. Moore	Geo. W. Potter	E. J. Snyder
B. T. Morris	W. H. Pryor	Frank L. Strange
L. P. Murphy	H. A. Pulliam	J. G. Swearengin
Chas. N. McCarty	R. R. Rogers	Mac Swinford
J. L. McDavid	Philip J. Ryan	Chiles Van Antwerp
W. J. McGill	C. W. Ryans	C. D. Vincent
F. T. Nichols	Chas. L. Seale	T. B. Watts
Smith Park	M. G. Slusher	
J. J. Patterson	W. R. Smith	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 550. An Act providing for the better government, administration, disposition and discipline of the police and fire departments of cities of the third class, and to create and perpetuate a pension fund for disabled police and firemen in such cities, their widows and children and dependent fathers and mothers, and to create and perpetuate a board of trustees for the management and conduct thereof, and to pension members thereof after service of a term of years, and to provide revenue for the payment of same.

Mr. Meyers moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 361. An Act to provide for the creation and organization of a city Planning and Zoning Commission for cities of the first class and surrounding territory which bears relation to the planning or zoning thereof; to prescribe and regulate the powers and duties of such commission; to empower cities of the first class, through the Mayor, Board of Public Works and General Council thereof, to take such action as may be necessary, by ordinance or otherwise, to approve and effectuate the commission's action insofar as it may affect property within the limits of such city, and to provide a fund for defraying the expenses of the Commission and to levy a tax for that purpose; to authorize the Fiscal Court of the county in which a city of the first class is located, to approve or disapprove the action of the Commission insofar as it affects property located outside the limits of such city but within the limits of the county; to empower cities of the first class, by ordinance, to provide for the appointment of a Board of Adjustment and define the powers and prescribe the procedure of such Board; to provide for an appeal to the Circuit Court of the county, and thence to the Court of Appeals, from the orders, decisions or rulings of the Board of Adjustment; to provide a penalty for violation of this Act or any ordinance or regulation made under authority conferred thereby, and also to provide a remedy by proceedings in court for an injunction or other similar relief.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby created for each city of the first class and surrounding territory which bears relation to the

planning or zoning thereof a commission by the name of "City Planning and Zoning Commission," which Commission shall be constituted as hereinafter provided, and shall have the powers, duties and functions hereinafter conferred or imposed upon it.

§ 2. Each Commission shall consist of ten members, seven of whom shall be known as "City Members" and shall be citizens and residents of the city affected thereby, and three of whom shall be known as "County Members" and shall be citizens of the county in which such city is located, residing outside the limits of such city.

The City members shall be chosen in the following manner: The President of the Board of Aldermen shall be ex-officio a member of the Commission. The remaining six City members shall be appointed by the Mayor; Provided, however, that one of them shall be a member of the Board of Park Commissioners; one of them a member of the Board of Public Works, and four of them qualified persons, who shall hold no other city or county office.

The County members shall be chosen by the Fiscal Court of the county: Provided, however, that at least one of the County members shall be a member of said Fiscal Court or a County Engineer in the employment of the county, and the remaining two County members shall be chosen by the Fiscal Court from qualified persons not holding any other City or County office.

All members of said Commission shall serve without compensation.

The members first appointed by the Mayor shall hold their offices, according to designation in their appointment, three of them for a term of two years each, and three of them for a term of four years each, and thereafter, upon the expiration of their terms respectively, their successors shall hold their respective offices for a term of four years.

Vacancies in the offices of the six City members appointed by the Mayor shall be filled in like manner by the Mayor for

the remainder of the term of the office in which such vacancy occurs.

A member of the Commission appointed by the Mayor from the Board of Park Commissioners or from the Board of of Public Works, who vacates his position on either of said Boards, ipso facto vacates his office as a member of said Commission, and the vacancy thus resluting sholl be filled in like manner by the Mayor, for the residue of the term of the office so vacated.

In like manner, where a member of the Fiscal Court or a County Engineer in the employment of the County vacates such official position or employment, he shall ipso facto vacate his office as a County member of the Commission.

The County members first chosen by the Fiscal Court shall hold their offices according to designation respectively, one for a term of two years, and the other two for a term of four years each. At the expiration of their respective terms, their successors, chosen in like manner, shall hold for a term of four years respectively. Vacancies in the offices of any County members shall be filled in like manner for the remainder of the term of the office so vacated.

In all cases of both City and County members, an incumbent otherwise qualified under this Act shall hold office until his successor is chosen and qualified.

At least six members of said Commission shall be necessary to constitute a quorum for the transaction of any business, and the affirmative vote of six members shall be required for the exercise of the powers or functions herein conferred or imposed upon said Commission.

Each Commission shall elect a Chairman, who shall be a member of said Commission not holding any other public office, and shall also elect or employ a Secretary, who need not be a member of the Commission.

It shall hold not less than one regular meeting in each month. It shall provide for its order of business and procedure, and shall keep a record of its proceedings, which shall be

a public record and shall be so indexed and kept as to be of convenient and ready reference.

§ 3. For the purpose of promoting the health, the safety, the morals or the general welfare of each city of the first class and surrounding territory bearing relation to the planning or zoning thereof, the commission created by this act is hereby empowered, in the manner and upon the conditions hereinafter prescribed:

A. To make, establish and adopt plans and maps of the whole or any portion of such city of the first class, and of any land outside the limits of said city and within the limits of the county containing said city which, in the opinion of the commission, bears relation to the planning or zoning of such city, and it may make changes in such plans or maps when it deems same advisable. In such maps or plans the commission may provide for new or changed regulations of or facilities for transit or transportation, or communication and for new or changed harbors, streets, street fixtures, alleys, ways, viaducts, bridges, subways, parkways, parks, playgrounds, or any other public grounds or public structures or public improvements or appurtenances thereto, and for the removal, relocation, widening, narrowing, abandonment (either in whole or in part) or extension, of any or all such public ways or works or structures then existing, with a view to the systematic planning of the city and its environs. Provided, however, that in so far as any such map or plan shall affect any park, parkway, or playground, it shall not become effective as to such park, parkway or playground, unless and until it be first approved by the Board of Park Commissioners of such city of the first class.

It shall have power to make, establish and adopt plans for the control, development, preservation and care of historical landmarks, for the design and location of statuary and other works of art which are or may become the property of the city or the county, and may make recommendations to any public authorities or to any corporations or individuals in

such city of the first class and its surrounding territory which in the opinion of the commission bears relation to the planning or zoning of such city, concerning the location of any buildings structures or works to be erected or constructed by them.

B. To lay off and establish in each city of the first class and surrounding territory, which in the opinion of the commission, bears relation to the planning or zoning thereof, zones or districts of such number, shape and area as may be deemed by the commission best suited to carry out the purposes of this act, and from time to time change such zones or districts, or any of them, as to area or boundary or location, which zones or districts shall be designated by maps or plans as well as by boundaries, which boundaries may be expressed in general descriptive terms, and to make, adopt or establish maps of plans showing such zones or districts, or changes therein, with appropriate designations thereof, and, within such districts, to prescribe, administer and enforce, to the extent and in the manner provided by this act, regulations of and restrictions upon the erection, construction, reconstruction, alteration, repair of use of buildings, structures or land.

All such regulations and restrictions shall be uniform for each class or kind of building throughout each zone or district, but the regulations or restrictions in one zone or district may differ from those in other zones or districts.

C. To enter upon any lands and make examinations and surveys for the purpose of exercising the general powers hereinbefore granted.

D. To make, print and publish and distribute generally copies of any plan, map, report or recommendation made by it.

§ 4. All plans, maps, regulations and restrictions adopted by the commission shall be made in accordance with a comprehensive design to promote the public health or safety or morals or general welfare in the section or community so affected, by lessening congestion in the streets or by securing safety from fire, panic or other dangers, or by providing ade-

quate light and air, or by preventing overcrowding of land, or by avoiding the undue concentration of population, or by facilitating the adequate provision of transportation, water, sewerage, schools, parks, playgrounds or other public requirements, or by promoting the health and the general welfare of the community affected.

Such regulations and restrictions shall be made with reasonable consideration, among other things, of the character of each zone or district affected thereby, and its peculiar suitability for particular uses.

§ 5. The general council of said city shall provide for the expenses and accommodations necessary for the work of the commission, and may levy a tax for that purpose if necessary.

Said commission shall have the power, out of funds that may be provided for its use, to appoint or employ and control or discharge architects and engineers, and to obtain such other professional service as may be needed, and also to employ or discharge such clerks, draughtsmen and other subordinates as the commission shall deem necessary for the performance of its functions.

The expenditure of public funds by said commission shall be limited during each fiscal year to the amount appropriated for such fiscal year, and the fiscal year is hereby fixed so as to conform to the fiscal year of the city of the first class in which the commission exercises its functions.

§ 6. Before the commission shall finally lay off or establish any zone or district either within the limits of said cities of the first class or outside of said limits within the environs thereof, or make, adopt or establish any plans or maps with reference to said zones or districts or the character of public or private use or improvement thereof, or make any change in any of said zones or districts, or said maps or plans, it shall first embody its conclusions in a preliminary or tentative report and give public notice thereof by not less than three insertions in some newspaper of general circulation in

said city of the first class and its environs, fixing the time and place when and where objections to said preliminary or tentative report will be heard and considered by the commission, and the commission shall hold a meeting at such time and place to consider and act upon said preliminary and tentative report, and any objections thereto, at which meeting, or any subsequent meeting, the commission shall, upon consideration of all objections, make up its final report, and accompanying map or plan, embodying the result of its judgment upon said preliminary or tentative report and objections thereto.

§ 7. A. The final report of the commission with respect to the zones or districts which it is authorized by the act to lay off or establish, or with respect to the regulations or restrictions upon the use of property in any of said zones or districts, or with respect to any maps or plans authorized by this act to be made, insofar as any of them may affect any property located within the limits of such city of the first class, or any zone or district laid off within such limits, shall be submitted by said commission to the mayor of such city of the first class, who, upon consideration thereof, shall submit same to the board of public works of said city.

If the board of public works shall approve said reports, it shall submit same, with accompanying maps or plans, to the general council of said city, with a draft of an ordinance or ordinances recommended by the board of public works, providing for the carrying out of said report, and for the establishment of the zones or districts therein laid off or established, the adoption and enforcement of the regulations or restrictions upon the use of property in any of said zones or districts therein provided for, the adoption and establishment of the maps or plans adopted or established by the commission, and providing also for the enforcement of said ordinance and said commission's report, and the various provisions of said ordinance and report.

Full power is hereby conferred upon the general council to approve or disapprove said commission's report, but the

general council shall have no power to vary or alter such report in any material respect.

Upon the enactment and approval, according to law, of said ordinance, the same shall become effective and operative as to property situated within the limits or said city of the first class, as a proper exercise by the state of its police powers delegated by this act.

In case the general council, or either board thereof, should refuse or neglect, for a period of more than sixty days after the submission to it of said commission's report accompanied by the draft of an ordinance recommended by the board of public works, to take action upon said commission's report or upon said draft of an ordinance, said commission or any property owner aggrieved by such delay may bring an action in the circuit court of the county in which such city of the first class is located, by mandatory injunction or other appropriate proceeding, against the members of said board or boards, to compel the board or boards of the general council so delaying action, to proceed to consider an act upon said commission's report or the draft of an ordinance recommended by the board of public works, but the court shall have no power to determine how the general council, or either board thereof, shall act in the exercise of its discretion.

B. The final report of the commission, insofar as it affects property outside the limits of cities of the first class shall not become effective for such purpose until submitted to and approved by an order or resolution of the fiscal court of the county in which such property is located, and power is hereby conferred upon the fiscal court to approve or disapprove said report, but it shall not have the power to make any changes therein. Provided, however, that no action shall be taken by said fiscal court with reference to the approval or disapproval of said report within ten (10) days from the filing of said report.

If said commissioner's report, upon hearing, is disapproved by the fiscal court, it shall be ineffective for any purposes outside the limits of such city of the first class.

If said commission's report, upon hearing, is approved by the fiscal court, then it is hereby made effectual for all purposes, as an exercise of the police power by this act delegated to the commission for the purposes expressed in said report.

In case the fiscal court of the county should refuse or neglect, for a period of more than sixty days after the submission to it of said commission's report, to take action thereon, said commission or any property owner aggrieved by such delay may bring an action in the circuit court of the county in which such city of the first class is located, by mandatory injunction or other appropriate proceeding, against the members of said fiscal court so delaying action, to compel them to proceed to consider and act upon said commission's report, but the court shall have no power to determine how the fiscal court shall act in the exercise of its discretion.

§ 8. Any regulations, restrictions or boundaries established by the commission and made effective in the manner hereinabove provided may, by like proceedings from time to time, be amended, supplemented, changed, modified or repealed. Provided, however, that no change therein shall be made in opposition to a written protest against such change signed by the owners of twenty per cent or more either in number of lots or in area of lots included in such proposed change, where the lot or any part thereof is within 200 feet of any lot affected by such change, unless the change shall be adopted by the unanimous vote of the commission, and the ordinance approving such change be approved by a vote of at least three-fourths of the members of each board of the general council; and provided, further, that no such protest shall be received or counted or considered from any owner, the use of whose property is either of a similar type or a type allowable only in less restricted districts.

§ 9. The general council of a city of the first class shall by ordinance provide for the appointment by the mayor of a board of adjustment, and in the regulations and restrictions adopted pursuant to the authority of this act may provide that the said board of adjustment may, in appropriate cases, and subject to appropriate conditions and safeguards, make special exceptions to the terms of the ordinance or of any plans, rules or regulations made therein or thereunder, provided that such exceptions be in harmony with the general purpose and intent of said ordinance and in accordance with general or specific rules therein contained.

The board of adjustment shall consist of five members, each to be appointed for a term of four years except that in case of those first appointed, two members shall be appointed for a term of two years, and three members shall be appointed for a term of four years.

The said board shall be appointed by the mayor and any member thereof shall be removable by the mayor for cause on written charges after public hearing. Vacancies shall be filled by the mayor for the unexpired term of any member whose term becomes vacant.

The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to this act.

Meetings of the board shall be held at the call of a chairman and at such other times as the board may determine. Such chairman, or, in his absence, the acting chairman, may administer oaths and compel the attendance of witnesses.

All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon each question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examination and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record.

Applications to the board of adjustment for relief by way of special exceptions as aforesaid, may be made by any prop-

erty owner aggrieved (including a tenant), and appeals to said board may be taken by any property owner (including a tenant) or by any officer, department, board or bureau of the municipality affected by any ruling of any administrative officer administering any portion of this act or ordinance or regulations or rules enacted pursuant to its authority.

An appeal from a ruling of an administrative officer shall be taken within a reasonable time, as provided by the rules is taken, and with the board of adjustment, a notice of appeal, is taken, and with the board of adjustment, a notice of appeal, specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken.

An appeal stays all proceedings in furtherance of the action appeal from, unless the officer from whom the appeal is taken certifies to the board of adjustment, after the notice of appeal shall have been filed with him, that by reason of facts stated in the certificate, one day's notice of which shall be given to the person appealing, a stay would in his opinion cause imminent peril to life or property. In such case, proceedings shall not be stayed otherwise than by order, which may, on due cause shown, be made by the board of adjustment, on application, after notice to the officer from whom the appeal is taken, or by judicial proceedings.

The board of adjustment shall fix a reasonable time for the hearing of an application for special exceptions of for the hearing on an appeal. It shall give public notice thereof by three insertions in some daily newspaper of general circulation in said city of the first class, the first of which insertions shall be published at least (10) days prior to the day fixed for the hearing. Upon the hearing, any party may appear in person or by agent or by attorney, and the board shall decide the application or appeal within a reasonable time.

Any party shall have the right at his own cost to have the testimony heard or offered before the board stenographically reported, transcribed and filed with the board.

The board of adjustment shall have the following powers:

(a) To hear and decide applications for special exceptions, as above provided.

(b) To hear and decide appeals taken, as above provided.

(c) To authorize, upon such application or appeal, such variance from the terms of the ordinance or of any plans, rules or regulations made therein or thereunder, as will not be contrary to the public interest, where, owing to special conditions, a literal enforcement of the provisions of the ordinance will result in unnecessary hardship, and so the spirit of the ordinance shall be observed and substantial justice done.

In exercising the above mentioned powers, such board may, in conformity with the provisions of this act, reverse or affirm wholly or partly, or may modify, an order, requirement, decision or determination appealed from, and may make such order, requirement, decision or determination as ought to be made.

The concurring vote of four members of the board shall be necessary to grant a special exception.

The concurring vote of three members of the board shall be necessary to reverse or modify any order, requirement, decision or determination of any such administrative official.

All final rules or orders or findings of the board of adjustment, unless appealed from as herein provided, shall be conclusive and binding as to all questions of fact. Any property owner (including a tenant) aggrieved, or any officer, department, board or bureau of the municipality affected by such finding or final order or rule may, within twenty (20) days after the rendition of such official order or rule of the board, by petition, appeal to the circuit court of the county

in which such municipality is located, for the review of such order of rule, the board of adjustment, officer, board or bureau of the municipality, and any applicant or appellant affected by such official rule or order, being made parties to such appeal.

Such petition shall state fully the grounds upon which a review is sought, and shall be verified by the petitioner, who shall furnish copies of the petition to the adverse parties at the time of filing the same.

Summons shall issue upon the petition, directing the adverse parties to file answer within twenty (20) days after the service thereof, and directing the board of adjustment to certify its complete record of the case to the court, or, in lieu thereof, and if consented to by the petitioner and adverse parties, an abstract of the record. The court shall promptly hear and decide the cause upon the record or abstract thereof as certified by the board of adjustment, with the right in any party to introduce additional evidence.

The board of adjustment and each party to such appeal shall have the right to appear in such review proceedings. The court shall enter judgment, affirming, modifying or setting aside the order, decision or rule, or in its discretion, remanding the case to the board of adjustment for further proceedings in conformity with the direction of the court. The court may, in advance of judgment and upon a sufficient showing of fact, remand the cause to the board.

Appeals may be taken from the circuit court to the Court of Appeals as appeals in civil cases are now taken according to statutes in such cases made and provided.

Appeals to the circuit court and to the Court of Appeals shall have preference in trial over all other civil actions and proceedings.

§ 10. It shall be unlawful for any property owner, tenant or other person to erect, construct, reconstruct, alter, repair, convert or maintain any building or structure, or to use any

building or structure, or to use or subdivide any land in violation of or contrary to the provisions of this act or any ordinance or other regulation made under authority conferred hereby. Any person or corporation so offending shall upon conviction thereof in a court of competent jurisdiction, be fined not less than one hundred dollars nor more than one thousand dollars for each offense so committed, and in addition to the penalties hereby imposed, and in addition to other remedies which may be provided by ordinance adopted under authority of this act, said city of the first class, or said fiscal court of the county in which such city is located, or the commission created by this act, may institute in any court of competent jurisdiction, an appropriate action or proceeding to prevent such unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance or use, or to restrain, correct or abate any such violation, or to prevent such illegal occupancy of such building, structure or land, or to prevent any illegal act, conduct, business or use in upon or about such premises.

Such action or proceeding shall be conducted as other similar actions and proceedings, and the court shall adjudge therein to the plaintiff such relief, by way of injunction (which may be mandatory) or otherwise, as may be proper under all the facts and circumstances of the case, in order to fully carry out and effectuate the purposes of this act and of the ordinances, rules and regulations adopted pursuant to authority herein given.

§ 11. Whenever the regulations made under authority of this act require a greater width of size of yards, courts, or other open spaces, or require a lower height of building, or less number of stories, or require a greater percentage of lot to be left unoccupied, or impose other higher standards than are required in any other statute or local ordinance or regulation, the provisions of the regulations made under the authority of this act or any ordinance enacted pursuant thereto shall govern.

§ 12. If any section under this act shall be held invalid, such fact shall not affect any other section, it being the intention of the Geneal Assembly, in enacting this act, to enact each section separately, and if any provision or exception contained in any section shall be held invalid, such facts shall not affect the remaining portion of said section, it being the intention of the General Assembly to enact each section of this act and each proviso and exception thereof separately.

§ 13. This act may be cited as "The City Planning and Zoning Law."

Ordered that said bill be read the third time.

The constitutional provision as to third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lee Clark	Lawrence Harmon
Wm. J. Arvin	Lonnie Cooper	J. F. Harrison
W. O. Bach	Fred H. Coots	C. W. Hawkins
A. J. Baldridge	J. D. Cox	J. M. Hayse
W. B. Belknap	J. L. Cushing	Goebel B. Henson
T. H. Benton	C. L. Daly	Ira L. Horne
Shaler Berry	Mormon B. Daniel	J. C. Hutcherson
W. P. Bowman	J. R. Dorman	Grover C. Johnson
Geo. A. Brown	James M. Durham	W. W. Johnson
F. W. Bryant	D. E. Edwards	D. C. Jones
J. R. Buckman	J. O. Evans	W. O. Keller
W. G. Buckner	D. W. Fowler	Thos. H. King
S. J. Bunger	Otto C. Gartin	Leon P. Lewis
W. A. Carson	R. E. Glenn	J. L. Manning
C. B. Carver	Whitsett Hall	A. M. Mercer

H. H. Miller	Jas. J. Peters	M. G. Slusher
T. R. Moore	Geo. W. Potter	W. R. Smith
B. T. Morris	W. H. Pryor	E. J. Snyder
Chas. N. McCarty	H. A. Pulliam	Frank L. Strange
W. J. McGill	R. R. Rogers	J. G. Swearengin
F. T. Nichols	Philip J. Ryan	J. L. Valandingham
Smith Park	C. W. Ryans	C. D. Vincent
J. J. Patterson	Chas. L. Seale	

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There voted in the negative—

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lien on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 323. An Act to provide for the constitution and appointment of a board to be known as the Air Board of Kentucky, to have general supervision of aviation and the establishment and maintenance of the air ports, routes and aviation fields in the State of Kentucky, and making an appropriation therefor and further to enable cities, counties and towns to establish and maintain either alone, in conjunction with the State board or in conjunction with other cities, towns and counties air ports and aviation fields and to authorize such cities, towns and counties to lay and collect a tax for the purchase and maintenance of same.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby created a body corporate to be known as the Air Board of Kentucky, the members of which shall be the Governor, exofficio, the Adjutant General, and three other members to be appointed by the Governor with the following qualifications:

(a) Holding office at the pleasure of the Governor.

(b) Male, white and at least twenty-five (25) years of age.

Said Board may, in its corporate name, sue and be sued, contract and contract with, acquire real and personal property by gift, purchase or condemnation; and may do all things and exercise all rights and powers reasonably necessary to carry out and perform the duties required by this Act.

The members of this Board shall serve without compensation when attending meetings of the Board but shall be allowed reasonable expenses so incurred. The members shall be allowed reasonable expenses and a flat per diem of five dollars per day when upon duty in connection with the business of the said Board.

Said Board shall hold regular at the State Capitol at Frankfort, Ky., on the first Mondays in January and July of each year and special meetings at the call of the Governor, after due notice. A majority of the members shall constitute a quorum for the consideration of business but an affirmative vote of the majority of all members shall be required for all contracts and agreements creating liabilities or indebtedness.

In the absence of the Governor or Adjutant General the Lieutenant Governor or Assistant Adjutant General may act for them respectively.

§ 2. This Air Board shall provide air ports and air routes together with the necessary equipment, makings, personnel, etc., for the State of Kentucky as best suits the interests and future of aviation, both commercial and military, and

for such purposes shall be charged with the administration and expenditure of the Air Fund hereinafter provided in Section 4.

§ 3. The Air Board may, either alone or in cooperation with counties, cities, or incorporated towns, private corporations, voluntary unincorporated associations or individuals, construct or acquire by purchase, contract, lease, donation or condemnation, air ports, buildings and grounds suitable for airport purposes and the proper safeguards to flying and to make additions and improvements in or to such airports and facilities and either alone or with like cooperation of others, provide personnel, heat, light, water, fuel, telephone service, drainage, runways, fueling facilities, and other costs of operation and maintenance, including insurance; and further to bear the expense of removal or change of such obstructions as shall exist to menace of air travel.

§ 4. There is hereby appropriated out of the General Expenditure Fund a sum equal to two and two-tenths (2.2) cents for each person who was a resident of the State of Kentucky as shown by each last preceding Federal census (1920—4,832,000) to be known as the Air Fund and to be expended by the Air Board hereinbefore in Section 1 created. Said fund shall be a continuous fund and any balance unexpended at the end of each fiscal year shall remain in, and to the credit of said fund until expended.

§ 5. The Fiscal Court of any county and the governing body of any city or incorporated town, wherein any air port or flying field has been or may hereafter be established may, either severally or acting jointly with each other or the Air Board, construct or acquire by purchase, contract, lease, gift, donation or condemnation, grounds and (or) buildings which shall be suitable for airports, flying fields, exhibitions, displays or flying, provided that such grounds and (or) buildings or the plans or specifications therefor, are first approved by the Air Board as suitable for use from the standpoint established or to be established in such county, city or town

and provided further that said fiscal court and (or) governing body of the city or town shall have contracted with the Air Board for the use of the grounds and (or) buildings as an airport or flying field upon terms not inconsistent with this Act.

For the purpose of providing funds for the acquisition or construction of such grounds and (or) buildings, and the cost of maintenance and operation thereof, such fiscal court and (or) governing body of the city or town is empowered to annually levy and collect a tax not to exceed ten cents for each one hundred dollars worth of taxable property in such county and (or) city or town as determined by the last regular assessment for that county, city or town; provided, however, that if any fiscal court or governing body of any county, city, or town shall have previously constructed or acquired such grounds and (or) buildings they may levy and collect necessary taxes for the operation and maintenance in an amount not to exceed ten cents on each one hundred dollars worth of taxable property in said county, city or town.

§ 6. The power herein granted for the condemnation of property shall be exercised in the manner set forth in Section 2852, Kentucky Statutes.

§ 7. If any section, paragraph, clause or separate provision of this act shall be held to be invalid such fact shall not operate to render any other section, paragraph, clause or provision of this Act invalid, it being the intention of the General Assembly in enacting this Act to enact each section, paragraph, clause and provision separately.

§ 8. This Act and all and each of its various sections and provisions shall be liberally construed in favor of the purposes of the Act.

Mr. Fowler offered the following amendment to said bill viz.:

Amend H. B. 323 by striking from line 2, page 3, section 4, the words and figures "two and two-tenths (2.2)" and substi-

tuting in lieu thereof the words and figures "twenty-two hundredths (.22)."

Said amendment was agreed to.

Mr. Pulliam offered the following amendment to said bill viz:

Amend H. B. 323 on page 3 by striking out all of section 4.

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Wm. J. Arvin	D. W. Fowler	Leon P. Lewis
W. B. Belknap	Otto C. Gartin	Shelby Martin
T. H. Benton	F. A. Gnau	H. H. Miller
Shaler Berry	C. W. Hawkins	T. R. Moore
W. P. Bowman	Goebel B. Henson	B. T. Morris
F. W. Bryant	H. M. Holbrook	F. T. Nichols
J. R. Buckman	E. M. Johnson	J. J. Patterson
W. G. Buckner	Grover C. Johnson	Geo. W. Potter
W. A. Carson	D. C. Jones	W. H. Pryor
Lonnie Cooper	Mrs. H. G. Jorris	H. A. Pulliam
W. J. Curtis	W. O. Keller	R. R. Rogers
E. J. Doss	J. R. Kelly	Philip J. Ryan
J. O. Evans	Thos. H. King	C. W. Ryans

Chas. L. Seale	Frank L. Strange	T. B. Watts
E. J. Snyder	J. G. Swearengin	

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Those who voted in the negative were—

Lewis Allen	J. R. Dorman	J. L. Manning
W. O. Bach	James M. Durham	Joe Martin
A. J. Baldridge	D. E. Edwards	Chas. N. McCarty
D. F. Brown	R. E. Glenn	W. J. McGill
S. J. Bunger	Whitsett Hall	Caleb Page
Lee Clark	Lawrence Harmon	Jas. J. Peters
J. D. Cox	Ira L. Horne	W. R. Smith
C. L. Daly	J. C. Hutcherson	
Mormon B. Daniel	W. W. Johnson	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the voted by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 509. An Act relating to motor vehicles; providing for the repeal, amendment and re-enactment of subsections (a), (e), (g), (h), and (i) of Section 2 of Chapter 90 of the Acts of the General Assembly of 1920; repealing, amending and re-enacting Section 17, of Chapter 90 of the Acts of the General Assembly of 1920, as amended and re-enacted by Chapter 78 of the Acts of the General Assembly of 1924 and repealing existing statutes.

With Committee Amendments thereto.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Subsections (a), (e), (g), (h) and (i) of Section 2 of Chapter 90 of the Acts of the General Assembly of 1920, approved March 23, 1920, be amended by repealing said subsections and inserting in lieu thereof the following subsections, so that when said subsections are amended by substituting and re-enacting the following subsections in lieu thereof the same shall read as follows:

Section 2. (a) Before the owner or operator of an automobile shall operate or be permitted to operate same, or shall permit the operation of same upon any public highways, such owner shall register with the commission through the clerk in the county in which he resides or in the county in which the automobile is to be operated, making application for such registration to the clerk of such county on a blank to be furnished by the commission through the clerk, which application shall be accompanied by a bill of sale if the application be for registration of a new car, or by exhibiting the owner's registration receipt if such automobile has theretofore been registered, and thereafter he shall register his automobile on or before the first day of January of each and every year. Provided, that in so far as the owner is concerned registration with the clerk as required by law shall be deemed to be a registration with the commission.

(e) If the owner or operator of an automobile has interchangeable bodies for same, so that at one time the automobile might be classed as a passenger automobile and at another time as a truck, he shall be deemed to have complied with the law by having paid the higher fee and displaying the registration plates issued for that class. The changing of the bodies is construed to mean such change as removal of such

parts of the body or the addition to or extension of the body or chassis as will enable same to be used as a commercial vehicle.

(g) A non-resident owner or operator who has complied with the laws of the state, province or district of his residence relating to the registration of automobiles or motor vehicles, and who displays the requisite plate or plates, and who holds the requisite receipts or certificate of registration as required by his resident state, province or district, shall be exempt from registration in this state for a period not exceeding thirty days, provided that a non-resident shall be required to register in this state the automobile when same is used in any business or commercial activity before the same shall be authorized to be operated within this state, and shall observe and obey all traffic regulations of this state; and provided further that registration in any other state, province or district shall not in any wise relieve any owner or operator of an automoile in this state from the penalties provided for the violations of this act.

(h) Every manufacturer of or dealer in new or old automobiles in this Commonwealth shall be required to register with the county court clerk of the county or counties wherein the principal office or place of business is situated, or any branch office or subagent or agency is located, and pay an annual registration fee of five ($5.00) dollars to the county court clerk of each county in which the principal office or place of business or agency or subagency is located. Upon payment of the required annual fee the county court clerk shall issue to such manufacturer or dealer a certificate of registration thereto.

Whenever any manufacturer or dealer desires to transport any automobiles not previously licensed as required by law over the public highways of this or any other Commonwealth from a manufacturer or wholesale dealer in automobiles to his place or places of retail business, he shall upon application to the county court clerk be loaned the necessary "In

transit'' plates upon depositing with the county court clerk the sum of one ($1.00) dollar for each plate and paying to the county court clerk a fee therefor of ten (10) cents per plate. The ''In transit'' plates shall be furnished to the county court clerk for the use of the manufacturers and dealers of his county, and said plates shall have printed thereon the words ''In transit'' with a distinctive number. The ''In transit'' plates so furnished and loaned to a manufacturer or dealer shall be used by him only for the purpose of transporting automobiles from the place of manufacture, or from a wholesale dealer or jobber, to his place or places of business, and said ''In transit'' plates shall not be used by any manufacturer or dealer, or any other person, for the purpose of demonstration or for any commercial activity. The ''In transit'' plates so furnished and loaned to any manufacturer or dealer as above provided shall be returned within fifteen (15) days to the county court clerk and the deposit made therefor shall be returned to the dealer or manufacturer upon the return of said ''In transit'' plates. Upon the failure of any dealer to so return said ''In transit'' plates within the time herein specified, the deposit made therefor shall be forfeited and same remitted by the county court clerk in his next weekly report to the commission, and recovered into the State Treasury as other funds for the licensing of automobiles. The county court clerk shall keep a record of the names, addresses, number of plates and the date same is loaned and furnished to any manufacturer or dealer, and the date of the return thereof. Any manufacturer or dealer or other person violating the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than ten nor more than one hundred dollars for each offense. The provisions of this subsection shall become effective on December 1, 1926.

(i) Applications for registration of automobiles owned exclusively by any county, city, town or board of education in the state, or by the state or federal governments, shall be ac-

companied by a statement from the head of the department of the state, federal government, county, city, town or board of education owning said automobile, certifying that said automobile is exclusively owned and operated by the county, city, town or board of education, or by the state or federal government. Said application and statement shall be forwarded by the county court clerk to the commission and special authority may be given to the clerk to register same, and upon receiving said authority the clerk shall issue a registration receipt and deliver a number plate as hereinafter provided, except that no charge shall be made for same by the commission or the clerk. Any person using any free plate or license in the operation of any automobile not owned exclusively by a county, city, town, board of education, state or federal government, shall be guilty of a misdemeanor, and upon conviction thereof fined in any sum not less than ten nor more than one hundred dollars for each offense.

§2. That Section 17 of Chapter 90 of the Acts of the General Assembly of 1920, approved March 23, 1920, as amended and re-enacted by Section 1 of Chapter 78 of the Acts of the General Assembly of 1924, be amended by repealing said Section 17 of Chapter 90 of the Acts of the General Assembly of 1920, as amended and re-enacted by Section 1 of Chapter 78 of the Acts of the General Assembly of 1924, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof the same shall read as follows:

Section 17. (a) It shall be the duty of the clerk in each county to see that the provisions of this act in his county are enforced, and in so doing he shall

(b) Take all applications as provided in this act.

(c) Issue the receipts provided for in this act on blanks furnished by the Commission.

(d) Collect the fees due the State as provided for in this act.

(e) Distribute the registration plates and badges furnished by the Commission, and keep a complete record in his office for the benefit of the public of all such registrations in his county.

(f) Report and remit each Monday to the Commission all moneys collected during the previous week, together with the duplicates of all receipts issued by him during the same period, and make all checks payable to the State Treasurer. Upon the failure of any clerk to so report and remit as herein provided for more than seven (7) days after the same is due, he shall be required to pay a penalty of ten (10) per cent on the amount of money due in addition thereto. All penalties due and collected upon this provision shall be paid into the State Treasury as a part of the revenue collected under the provisions of this law.

(g) Account to the Commission for all registration plates, badges and receipt forms consigned to him at such time or times as the Commission may direct; give the Commission timely notice of a probable deficiency of plates or other supplies.

§ 3. It shall be the duty of all city marshals, policemen, constables, sheriffs and other peace officers to apprehend and arrest persons violating the motor vehicle laws of this Commonwealth, and circuit judges shall in charging grand juries direct the grand juries to investigate and return indictments against the violators of the motor vehicle laws of this State.

§ 4. The provisions of this act are severable, and if any part, sub-division, section, penalty or provision in this act shall be held unconstitutional the decisions of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional parts, subdivisions, sections, penalties or provisions not been included therein.

§ 5. All laws and parts of laws in conflict herewith are hereby repealed.

Said amendments as offered by the Committee are as follows, viz.:

Amend H. B. 509 by striking out the first paragraph of subsection (h) included in lines 43 to 51 inclusive, of the printed bill, and inserting in lieu thereof the following:

Every manufacturer of, or dealer in new or old automobiles in this Commonwealth shall be required to register with the clerk of the county or counties wherein the principal office or place of business is situated, and any branch office or subagent or agency is located, and pay an annual registration fee of Twenty-five ($25.00) Dollars to the clerk of each county in which the principal office or place of business or agency or subagency is located; upon the payment of the required annual fee, the clerk shall issue to such manufacturer or dealer a certificate of registration and one dealer's plate. Each manufacturer or dealer registered under the above provisions shall be furnished not exceeding five additional dealers' plates upon the payment of One ($1.00) Dollar for each additional plate, and in addition to the above, each manufacturer and dealer shall be furnished five additional dealers' plates upon the payment of Three ($3.00) Dollars for each plate. Each manufacturer or dealer desiring dealers' plates in addition to the eleven above provided for, may secure same by the payment of Five ($5.00) Dollars for each additional plate. The dealers' plates furnished under the provisions herein may be used for the purpose of demonstrating automobiles for the purpose of sale by a member of the firm registered or by bona fide salesmen of said firm. Each manufacturer and dealer when making application for dealers' plates shall file a verified statement with the clerk, giving the name and address of each member of the firm and each bona fide salesman or bona fide employee entitled to the use of said plates for demonstration purposes only. When any salesman or bona fide employee so registered

is no longer in the employ of said firm an amended verified statement shall be filed with the clerk showing said fact, and when any additional salesmen or bona fide employees are employed, their names and addresses and amended verified statement showing such facts shall be filed with the clerk so that the records in the clerk's office will at all times show the actual bona fide salesmen and bona fide employees actually in the service of said registered dealer or manufacturer. It shall be unlawful for any person to use any dealers' plates obtained under the provisions of this law for any purpose other than the demonstration of the automobile for the purpose of sale by a registered dealer or a registered salesman. The provisions of this section shall not be construed as exempting any dealer or manufacturer from paying the required fees for and registering automobiles owned by him or his firm and employed in his personal or commercial use or uses other than demonstration or exhibition.

Amend H. B. 509 by striking out the word "shall" in line 70 of subsection (h) of the printed bill and insert in lieu thereof the word "may."

Mr. Fowler offered the following amendment to said Committee andmendment, viz.:

Amend Committee amendment to H. B. 509 by adding on page 2, line 4, after word "salesman" "or other bona fide employee."

Said amendment was agreed to.

Said amendment as offered by the Committee, was then agreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	E. J. Doss	A. M. Mercer
Wm. J. Arvin	James M. Durham	H. J. Meyers
A. J. Baldridge	D. E. Edwards	H. H. Miller
W. B. Belknap	J. O. Evans	J. S. Mifliken
T. H. Benton	D. W. Fowler	T. R. Moore
Shaler Berry	Otto C. Gartin	B. T. Morris
W. P. Bowman	R. E. Glenn	Chas. N. McCarty
D. F. Brown	F. A. Gnau	J. L. McDavid
Geo. A. Brown	Whitsett Hall	W. J. McGill
F. W. Bryant	Lawrence Harmon	F. T. Nichols
J. R. Buckman	C. W. Hawkins	Geo. W. Potter
W. G. Buckner	Goebel B. Henson	W. H. Pryor
W. A. Carson	S. K. Holland	H. A. Pulliam
C. B. Carver	Ira L. Horne	C. W. Ryans
Lee Clark	Grover C. Johnson	Chas. L. Seale
Lonnie Cooper	W. W. Johnson	M. G. Slusher
J. D. Cox	D. C. Jones	W. R. Smith
W. J. Curtis	Mrs. H. G. Jorris	E. J. Snyder
J. L. Cushing	J. R. Kelly	J. G. Swearengin
C. L. Daly	Thos. H. King	W. S. Wallen
Mormon B. Daniel	J. L. Manning	T. B. Watts
J. R. Dorman	Joe Martin	

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Those who voted in the negative were—

S. J. Bunger	J. F. Harrison

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 237. An Act to repeal and re-enact Sections 2739g-1, 2739g-33, 2739g-39, 7239g-51, 2739g-65 and 2739g-65(b) Carroll's Kentucky Statutes, and being parts of Chapter 90, Acts of Session of 1920, beginning at page 415 in the session acts of 1920, and all relating to the subject of motor vehicles and their operation upon the public roads of the state; changing the lawful rates of speed and prohibiting the use of injurious vehicles on public highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 2739g-1, Kentucky Statutes, be and the same is hereby repealed and re-enacted so that when re-enacted said section shall read as follows:

Section 2739g-1. Definitions.—(a) Whenever and wherever the word "vehicle" is used in this act, it shall include all agencies for the transportation of persons or property over or upon the public highways of this Commonwealth, and all vehicles passing over or upon said highways, excepting road rollers, and such vehicles as travel exclusively upon rails, and whenever or wherever the word "automobile" is used it shall include all vehicles that are propelled otherwise than by muscular power excepting road rollers and such vehicles as travel exclusively on rails.

(b) Whenever and wherever the word "commission" is used herein, it shall mean the State Tax Commission, and wherever the word "clerk" is used herein, it shall mean the clerk of a county court.

(c) Whenever and wherever the word "chauffeur" is used herein, it shall mean a person whose business or occupation, in whole or in part, is the operator of an automobile for a compensation, wages or hire.

(d) Whenever and wherever the word "manufacturer" is used herein, it shall mean any individual, partnership, corporation or company engaged in the business or occupation of manufacturing automobiles, who will, under normal conditions during the year, manufacture or assemble as many as ten or more new automobiles.

(e) Whenever and wherever the word "dealer" is used herein, it shall mean any and all persons, partnerships, corporations, companies or agencies engaged in the business of purchasing, selling or distributing automobiles in this Commonwealth.

(f) Whenever and wherever the word "highway" is used herein, it shall mean any and all public highways, roads and passways, no matter of what type of construction, and all boulevards, parkways, streets and public alleys of any and all incorporated cities and towns, as well as the same in unincorporated towns and villages of this Commonwealth.

(g) Whenever and wherever the word "operator" is used herein, it shall mean the person in actual physical control of the guidance, starting and stopping of a vehicle.

(h) Whenever and wherever the words "sharp curve" are used herein, they shall mean a curve of not less than thirty degrees; and whenever and wherever the words "steep grade" are used herein they shall mean a grade of exceeding seven per cent.

(i) The words "unobstructed highway" when used herein shall mean a straight, level, first class road upon which no other vehicle is passing or attempting to pass, and upon which

no other vehicles or pedestrian is approaching in the opposite direction, closer than three hundred yards.

§ 2. That Section 2739g-33, Kentucky Statutes, be and the same is hereby repealed and re-enacted so that when re-enacted said section shall read as follows:

Section 2739g-33. (a) In all cases where chains are used on rubber tired vehicles, the cross chains shall not be more than three-fourths of an inch in thickness or diameter, and shall be spaced not more than ten inches apart, around the circumference of the tires. No person shall wilfully operate any vehicles on any public highway in such manner as to do injury thereto. Any machinery, utensils or implements used solely for agricultural, farming and manufacturing purposes may be operated on the highways under present equipment except as otherwise provided in subsection (c) of this section.

(b) Width of Tires.—No person shall operate a vehicle on a public highway which has a greater weight on any tire per inch of width of same which is in contact with the surface of the highway than:

For iron or steel tires, 500 lbs., or for solid rubber or rubber compounded tires of more than 800 lbs.

(c) No tractor, traction engine, hauling engine or other similar power vehicle having any projections on the faces of the tires or rims of the wheels in contact with the pavement shall be operated on any highway maintained by the state, except that the driving wheels may be fitted with flat lugs extending diagonally across the entire width of the tire or rim; such lugs to be not less than one inch in width at the bearing surface in contact with the pavement, provided that such lugs are so spaced that not less than two lugs on each driving wheel shall be in contact with the road surface at all times. The front or non-driving wheels may be fitted with flat steering rings provided that such rings are at least two inches in width and not more than one and one-half inches in height, but no bolt head or rivet heads or other projections beyond the face of the tire or rim will be permitted. The

narrow angle iron lugs used for plowing or on soft ground will not be permitted and no tractor or other vehicle of the caterpillar or track laying type having any such projections on the faces of the shoes or threads of the track in contact with the roadway will be permitted unless fitted with the flat lugs hereinbefore specified and in a way that would prevent any injury to the highway by either the narrow angle lugs or the projections on any tractor or other vehicle hereinbefore named.

§ 3. That Section 2739g-39, Kentucky Statutes, be repealed, and re-enacted so that when so re-enacted it shall read as follows:

Section 2739g-39. Vehicles Meeting.—Vehicles proceeding from opposite directions shall pass each other to the right, each giving to the other one-half of the road as nearly as possible; and neither proceeding, when on a straight away, unobstructed highway, at a greater rate of speed than thirty miles per hour; or, when meeting on a sharp curve or steep grade or bridge, at a greater rate of speed than twenty miles per hour, or in congested traffic within the limits of municipalities not more than fifteen miles per hour.

§ 4. That Section 2739g-51, Kentucky Statutes, subsection (2) and subsection (3) be repealed and re-enacted so that when re-enacted said section shall read as follows:

Section 2739g-51. Speed.—No operator of a vehicle upon a public highway shall drive at a greater speed than is reasonable or proper, having regard for the traffic and the use of the highway, provided that:

(1) Where a highway passes through a closely built up business portion of any city or town, if the rate of speed of passing automobiles thereon exceeds fifteen miles per hour it shall be prima facie evidence of unreasonable and improper driving.

(2) Where a highway passes through the residence portion of any city or town or around any sharp curve, or on a

steep grade in or outside such city or town, if the rate of speed of passing automobile exceeds thereon twenty-miles an hour it shall be prima facie evidence of unreasonable and improper driving.

(3) Where a highway is outside of a closely built up business section of any city or town, or the residence portion of any city or town, and is on a straight away, unobstructed highway, if the rate of speed of automobiles thereon exceed forty miles an hour it shall be prima facie evidence of unreasonable and improper driving.

(4) For trucks of the capcity of one ton or less, as rated by the manufacturer and equipped with rubber tires the provisions of paragraphs (1), (2) and (3) above shall govern, except the respective speeds in each instance shall be ten, fifteen and thirty miles an hour.

(5) For trucks of a capacity of more than one ton, but less than two and three-quarter tons, as rated by the manufacturer, and equipped with rubber tires, the provisions of paragraphs (1), (2) and (3) above shall govern except that the respective speeds shall be seven, fourteen and twenty miles an hour in each instance.

(6) For trucks of a capcity greater than two and three-quarter tons, as rated by the manufacturer and equipped with rubber tires, the provisions of paragraphs (1), (2) and (3) above shall govern, except the respective speeds shall be seven, eleven and fifteen miles an hour in each instance.

(7) For trucks quipped with iron or steel tires and for trucks equipped with rubber tires but towing or trailing vehicles with iron or steel tires, the provisions of paragraphs (1), (2) and (3) above shall govern, except the respective speeds shall be six, eight and ten miles an hour in each instance.

(8) Trucks with capacities as set out in paragraphs (4) and (5) pulling trailers of such capacity that the combined capacities would be equal to the capacities set out in para-

graphs (5) or (6) respectively shall be governed by the provisions of said paragraphs (5) or (6).

(9) Nothing in the paragraphs above shall apply to vehicles owned and operated by the fire, police or hospital departments of any municipality.

§ 5. That Section 2739g-65, subsections (2a) and (b) be and the same is hereby repealed and re-enacted so that when re-enacted it shall read as follows:

Section 2739g-65. Penalties.—(a) Any person violating the provisions, or any of them, of sections 2739g-2, 2739g-3, 2739g-4, 2739g-5 2739g-6, 2739g-7, 2739g-8, 2739g-9, 2739g-10, 2739g-11, 2739g-12, 2739g-15, 2739g-16, 2739g-17, 2739g-18, 2739g-19, 2739g-20, 2739g-21, 2739g-22, 2739g-23, 2739g-24, 2739g-25, 2739g-26, 2739g-27, 2739g-28, 2739g-29, 2739g-30, 2739g-31, 2739g-32 2739g-33, 2739g-34, 2739g-35, 2739g-36, 2739g-37, 2739g-38, 2739g-39, 2739g-40, 2739g-41, 2739g-42, 2739g-43, 2739g-44, 2739g-45, 2739g-46, 2739g-47, 2739g-48, 2739g,49, 2739g-50, 2739g-51, 2739g-57, 2739g-61 and 2739g-62 shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten dollars nor more than one hundred dollars for each offense.

(b) Any persons violating the provisions of sections 2739g-13, 2739g-14, 2739g-22, 2739g-47, 2739g-53, 2739g-54, 2739g-55, 2739g-56, 2739g-59, 2739g-60, or any of them, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten dollars nor more than two thousand dollars, or by imprisonment in the county jail for not exceeding one year, or both by such fine and imprisonment within or to the maximum of both.

(c) The above subsections (a) and (b) shall not be construed in any way as relating to the penalty fixed by section 2739g-58 of this act.

Mr. Henson offered the following amendments to said bill, viz.:

Amend H. B. 237 by adding in line 21 of page 3, after the word "state" the following words: "The top surface of which highway is either composed of, or treated with, bituminous material."

Amend H. B. 237 by striking page 6, line 17 of printed bill the words and figures "No. 2739g-22, 2739g-47."

Said amendments were each and severally agreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows: viz.:

Those who voted in the affirmative were—

Lewis Allen	J. D. Cox	J. M. Hayse
Wm. J. Arvin	W. J. Curtis	Goebel B. Henson
W. O. Bach	J. L. Cushing	S. K. Holland
W. B. Belknap	C. L. Daly	Ira L. Horne
Shaler Berry	Mormon B. Daniel	J. C. Hutcherson
W. P. Bowman	J. R. Dorman	Grover C. Johnson
F. W. Bryant	E. J. Doss	W. W. Johnson
J. R. Buckman	D. E. Edwards	W. O. Keller
W. G. Buckner	J. O. Evans	J. R. Kelly
S. J. Bunger	D. W. Fowler	Thos. H. King
W. A. Carson	R. E. Glenn	J. L. Manning
C. B. Carver	F. A. Gnau	Joe Martin
Lee Clark	Whitsett Hall	H. J. Meyers
Lonnie Cooper	Lawrence Harmon	H. H. Miller
Fred H. Coots	C. W. Hawkins	T. R. Moore

B. T. Morris	Geo. W. Potter	W. R. Smith
L. P. Murphy	W. H. Pryor	E. J. Snyder
Chas. N. McCarty	H. A. Pulliam	Frank L. Strange
J. L. McDavid	R. R. Rogers	C. D. Vincent
W. J. McGill	Philip J. Ryan	W. S. Wallen
F. T. Nichols	C. W. Ryans	T. B. Watts
Smith Park	M. G. Slusher	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 238. An Act providing for additional supervision and regulation of the carrying and hauling of freight for compensation over public highways by motor propelled carriers or vehicles, defining "commercial trucks" and "commercial truck companies"; providing for additional supervision and regulation thereof by the State Highway Commission, or its successors; providing for the assessment and collection of fees and taxes thereon; and providing for the enforcement of the provisions of this act and punishment for the violations thereof.

With a Committee Amendment thereto by way of Substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. a. The term "corporation" when used in this act means a corporation, company, association or joint stock company.

b. The term "person" when used in this act means an individual, a firm or a partnership.

c. The term "commission" when used in this act means the State Highway Commission of the State of Kentucky, or such other body or board as may succeed to the powers and duties now held by the State Highway Commission.

d. The term "Commercial truck company" when used in this act means every corporation, person, firm or association or persons, their lessees, receivers or trustees however appointed, owning, controlling, operating or managing any motor propelled vehicle not usually operated on or over rails, used in the business of transporting freight, for compensation, or any "commercial truck," over any public highway in this state between fixed termini or over a regular route and not operating exclusively within incorporated limits of any city or town; and the term "commercial truck" whenever and wherever used in this act shall mean and be construed to include all such motor-propelled vehicle used by the owner or owners or lessees of such vehicles for the transportation of the goods and property of said owner or owners, in transaction of such owner or owners' regular business, or in the business, in part or whole, of others; provided however that such term, "commercial truck" as used herein does not include motor-propelled vehicle owned by those engaged exclusively in farming or agriculture and used only for the transportation of the said owner or owners' agricultural products and the goods purchased for the personal use of such owner or owners.

e. The term "public highway" when used in this act means every street, road or highway in this State, whether within or without the corporate limits of any city or town.

§ 2. No corporation or person, their lessees, receivers or trustees, however appointed, shall operate any motor-propelled vehicle or commercial truck for the transportation or carrying of freight for compensation on any public highway in this State, except in accordance with the provisions of this act.

§ 3. The commission is hereby vested with power and authority, and it is hereby made its duty to grant certificates to operate and to supervise and regulate every commercial truck company in this State; to fix any classification, rules and regulations of each such commercial truck company that they may deem necessary in addition to those imposed under the provisions of this act; to regulate the service and safety of operations of each such commercial truck company; to fix, alter and regulate the rates of tariff charged by such commercial truck company; to require the filing of annual or other reports and of any other data of such commercial truck companies in all other matters affecting the relationship between such commercial truck company with the public. The commission shall have the power and authority by general order, or otherwise, to prescribe rules and regulations in conformity with this act, applicable to any and all such commercial truck companies; and within such limits shall have power and authority to make orders and to prescribe rules and regulations affecting commercial truck companies. The commission may, at any time, by its order duly entered, after a hearing had upon ten days' notice to the holder of any certificate hereunder, and a reasonable opportunity to such holder to be heard at which it shall appear that such holder without good cause violates or refuses to observe any of its orders, rules or regulations, suspend, revoke, alter or amend any certificate issued under the provisions of this act, but the holder of such certificate shall have all the rights of rehearing, review and appeal as to such order of the commission as is provided for in section (five) of this act.

§ 4. No commercial truck company shall hereafter operate for the transportation of freight, for compensation, between fixed termini or over any public highway in this State, without first having obtained from the commission, under the provisions of this act, a certificate declaring that public convenience and necessity require such operation.

§ 5. In all matters in which the commission has power and authority under this act, it may hear applications and complaints, issue subpoenas and compel the attendance of witnesses and require persons to testify under oath; administer oaths; issue processes, orders, opinions and decisions, but from which decisions of the commission an appeal may be taken to the circuit court of Franklin county, and an appeal may be taken from said circuit court to the Court of Appeals, provided, that such appeals to the circuit court shall have precedence of all other cases pending and such appeals to the Court of Appeals shall have precedence over all other appeals pending, and provided, further, that the proceedings had before the commission and the evidence heard before it shall be ceritfied to the circuit court when an appeal is taken, and no other evidence shall be heard by the circuit court or the Court of Appeals.

§ 6. Neither this act nor any provision thereof shall apply or be construed to apply to commerce with foreign nations or commerce among several states of this Union, or business conducted for the United States government, except insofar as the same may be permitted under the provisions of the Constitution of the United States and the Acts of Congress.

§ 7. Every firm or corporation procuring a certificate of authority hereunder shall at the time of application for certificate to operate and annually on or before the first day of January, under the oath of the person constituting such company, if a person, or under the oath of the president, secretary, treasurer, superintendent or manager of such association or corporation, if an association or corporation, make and

file with the commission a statement in such form as the commission may prescribe.

§ 8. The statement provided for in the preceding section shall, in addition to any other information required by the commission, contain: (1) The name of the company. (2) The nature of the company, whether a person or persons, association or corporation, and under the laws of what state organized. (3) The location of its principal office. (4) The name and postoffice address of the president, secretary, auditor, treasurer, superintendent or manager. (5) The name and postoffice address of the chief officer or managing agent of the company in this State. (6) The maximum capacity of the truck as rated by the manufacturer thereof and required to be painted on the sides, under the provisions of Section Kentucky Statutes, and; (7) The kind of motor vehicle to be used by such company.

§ 9. Immediate notice, in writing, shall be given to the commission of all accidents which shall result in the loss of life or when the injury is of a serious nature.

§ 10. Each and every owner or operator of a "Commercial Truck" under this act shall have displayed at all times on each side and on the rear of such vehicles the name of the owner, the number of the truck and the home address.

§ 11. Representatives of the State Highway Commission are authorized at any and all times and places to make inspections under the provisions of this act and will be provided with appropriate credentials for identification. They have the right to enter upon any vehicle to which this act is applicable for the purpose of ascertaining whether or not the provisions of this act and the rules and regulations of the commission, or any of them, have been, or are being violated.

§ 12. No commercial truck shall be operated in this State until its owners, or operators, lessees or operator shall have complied with all of the provisions of this act and the rules made and promulgated thereunder and also have paid to the Auto Bus Transportation Division of the Department

of State Roads and Highways, to be paid by such division into the State Road Fund, a license fee tax of one dollar ($1.00) for each one hundred pounds of the gross weight of such truck when such gross weight is more than one and one-half ton and less than three tons; or a license fee tax of two dollars ($2.00) for each one hundred pounds of the gross weight of such truck when such gross weight is three or more and less than five tons; four dollars ($4.00) for each one hundred pounds of the gross weight of the truck when said gross weight is five tons or more and is less than seven tons; or ten dollars ($10.00) for each one hundred pounds of the gross weight of such truck when such gross weight is seven tons or more; and this rate of ten dollars ($10.00) per hundred weight shall be charged every truck on its gross weight when the truck or its load is of a width in excess of seven feet. In determining the "gross weight" of vehicle and load in the case of trucks and trailers, the manufacturer's rated carrying capacity shall be added to the actual weight of the vehcile when fully equipped for loading.

§ 13. Nothing in this act or section 12 thereof, shall be construed as repealing the provisions of Chapter 79, Acts of the General Assembly of 1924, with respect to the registration fees required to be paid on all trucks to the State Tax Commission.

§ 14. All amounts required to be paid under Section 12 of this act shall be paid to the Treasurer of the State of Kentucky on or before the first day of January each year for the calendar year; provided, however, that if any commercial truck company shall obtain a certificate after March 1st of any year it shall pay when it shall obtain the certificate its proportionate part of the amount set out in Section 12 for the remainder of the calendar year.

§ 15. Failure to pay such taxes and penalties shall be cause for revocation of the certificates herein provided for. Such taxes and penalties theron shall be recovered by an action in the name of the State, which may be brought in the

Circuit Court of Franklin county. The Attorney General, on request of the Commission shall institute such action and in any such action it shall be sufficient to allege that the tax or penalties sought to be recovered stand on the delinquent list of the Treasurer of the State.

§ 16. Each and every officer, agent or employe of any person, firm or corporation, or such person, firm or corporation, violating any of the provisions of this act, or failing to comply with any of the provisions of this act, or with any of the rules and regulations formulated and promulgated by the State Tax Commission hereunder, shall be deemed guilty of a misdemeanor and, upon conviction, shall be subject to fine of not less than ten dollars ($10.00) nor more than one thousand dollars ($1,000.00) for each offense, and if any such violation exists over a period of time, each day shall be considered a separate offense.

§ 17. All acts or parts of acts in conflict herewith are, to the extent of such conflict, hereby repealed.

§ 18. The necessity for better protection of the State-maintained highways and a more equitable charge against those responsible for their use, wear and tear, constitute an emergency and this act shall take effect from and after its passage and approval.

Said Substitute is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That all motor vehicles excluding such as are mentioned in subsection C, section 2, chapter 90, Session Acts 1920 (now subsection C, section 2739g-2, Kentucky Statutes 1920), and excluding motor vehicles engaged in hauling passengers for hire, are classified as trucks, and the annual registration fee shall be as follows:

Those having a capcity of one thousand pounds or less, twenty ($20.00) dollars; those having a capacity of more than

one thousand pounds and up to two thousand pounds, thirty ($30.00) dollars; those having a capacity of more than two thousand pounds and up to three thousand pounds, fifty-five ($55.00) dollars; those having a capacity of more than three thousand pounds and up to four thousand pounds, seventy ($70.00) dollars; those having a capacity of more than four thousand pounds and up to five thousand pounds, eighty-five ($85.00) dollars; those having a capacity of more than five thousand pounds and up to six thousand pounds, ninety-five ($95.00) dollars; those having a capacity of more than six thousand pounds and up to seven thousand pounds, one hundred and twenty-five ($125.00) dollars; those having a capacity of more than seven thousand pounds and up to eight thousand pounds one hundred and fifty ($150.00) dollars; those having a capacity of more than eight thousand pounds and up to nine thousand pounds, one hundred and eighty-five ($185.00) dollars; those having a capacity of more than nine thousand pounds and up to ten thousand pounds, two hundred and fifty ($250.00) dollars; those having a capcity of more than ten thousand pounds, three hundred ($300.00) dollars; and thirty ($30.00) dollars for each additional ton or fraction of a ton in excess of ten thousand pounds. The applicant for license for a motor truck shall state in his application the capacity of the truck. The clerk or officer issuing this license shall retain for his fee in full fifty cents from the amount collected from each license.

§ 2. That it shall be unlawful for any person, firm, association or corporation to haul over any turnpike, macadam, gravel or other hard-surfaced road, at any season of the year, on any vehicle with steel tires of less than three inches in width, any load, the combined weight of which load, vehicle and driver shall be more than tventy-five hundred pounds, or any vehicles with steel tires of more than three inches and less than five inches in width, any load the combined weight of which load, vehicle and driver shall be more than nine

thousand pounds; or any vehicle with steel tires five inches or over in width, any load, the combined weight of which load, vehicle and driver shall be more than ten thousand pounds; or any vehicle with solid rubber or rubber-compounded tires, any load the combined weight of which load, vehicle and driver shall be more than eight hundred pounds per inch of combined tire width, all tires included, and such combined width calculated as the sum of the width of the four tires as per manufacturers' list.

Provided, however, that for the periods between the fifteenth day of December and the first day of April following, on all roads other than brick, concrete, rock asphalt, or surface treated macadam, or any type of construction not rated by the State Highway Engineer as high type construction, the maximum load permitted on any vehicle with steel tires shall be not more than two-thirds allowed in the rate set out and provided for in the first paragraph of this section; and in the case of rubber tired vehicles or trucks equipped with tires of rubber compounded, such maximum load, the combined weight including vehicle and driver shall not be more than six hundred pounds per inch of combined tire width, all tires included, and such combined width calculated as the sum of the width of the four tires, as per manufacturers' list.

Provided further, that no tire of rubber or rubber compounded may have thickness of rubber less than one inch, measured from the steel flange of the rim.

§ 3. Nothing in section 2 of this act shall apply to any vehicle either motor drawn or horse drawn actually used in the construction, repair or maintenance of any public highway, provided, however, that such hauling is done only over the road under construction, repair or maintenance; such motor vehicles thus used, shall be subject to any and all resgistration laws, provided they be not owned by the state, county or municipality.

§ 4. In cases of emergency, loads of greater weight than the limits provided as permissioned between December

15th and April 1st following but never to exceed the miximum limit fixed herein for times other than between said dates; but before any load of greater weight shall be hauled over any of such roads during the prohibited periods, a permit so to do must be obtained. In case the road over which the load is to be hauled is a county owned road, the permit must be granted by the judge of the county court in which the load originates; in case the road is one maintained by the State, then the permit to be granted by the State Highway Engineer or his duly authorized representatives, and in case the load is to be hauled over both classes of road both permits shall be first obtained, and in all cases the granting of same is to be exercised in the good judgment of the officer granting same, and same in no case shall be granted until and unless the application therefor specifies the load to be hauled, its weight, and the points from and to which it is to be transported, and a separate permit must be obtained for each and every load.

§ 5. No load, except the emergency load or loads herein provided for, shall exceed in width of either truck or load ninety inches; and no single vehicular unit of four wheels or less (tractors and semi-trailers to be regarded as separate units) shall exceed a total weight of twenty-eight thousand pounds; or exceeding eighteen thousand pounds on any one axle of the vehicle or any additional axles of semi-trailers or trailers.

§ 6. The registration fees as provided herein, the issuance of receipts, duplicates, tags, and the transfer of such receipts and tags, and the accounting for fees, and all other things required to be done in connection with same, shall be done as, and at the same time and in the manner as is now or may hereafter be provided by law.

§ 7. Any person failing to properly register said motor vehicles at the time and in the manner herein required, and as required in existing laws shall be punished as is now provided by law for failure to properly register motor vehicles.

§ 8. Any person, firm, association or corporation violating any of the provisions of this act with relation to excessive loads or otherwise than is provided in section 7 herein shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined in any sum not less than twenty-five dollars and not more than two hundred dollars; and in addition thereto, any person, firm, association or corporation violating any of the provisions of this act shall be responsible in the civil court for any damage done to any of the public roads of the state or the counties; and it shall be the duty of the county attorney of the county in which such damage may be done to institute such actions as may be necessary to reimburse the state or the county for the damage so suffered.

§ 9. Chapter 126, Acts of the General Assembly of 1922, Chapter 79, Acts of the General Assembly of 1924 and sub-Section (d) of Section 2739G-2, Kentucky Statutes 1922 and all other laws in conflict herewith are hereby repealed.

Mr. Milliken offered the following Amendments to said Substitute, viz.:

Amend substitute for H. B. 238 by striking therefrom the following language in lines 27, 28 and 29 on page 2 to-wit:

"The clerk or officer issuing the license shall receive for his fees in full fifty cents from the amount collected from each license."

Amend Substitute for H. B. 238 by adding to line 5, section 6, page 4 of the printed bill, the following: One-half of all moneys raised by this tax shall be evenly distributed among the one hundred and twenty counties, one two hundred and fortieth (1/240) of all truck licenses going to each of the counties, for the county road funds."

Said Amendments were each and severally agreed to.

Said substitute was then adopted.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen
Wm. J. Arvin
W. O. Bach
A. J. Baldridge
J. H. Baughman
W. B. Belknap
T. H. Benton
Shaler Berry
W. P. Bowman
F. W. Bryant
J. R. Buckman
W. G. Buckner
W. A. Carson
C. B. Carver
Lee Clark
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. L. Cushing
C. L. Daly
Mormon B. Daniel
E. J. Doss
D. E. Edwards
J. O. Evans
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
C. W. Hawkins
Goebel B. Henson
S. K. Holland
Ira L. Horne
J. C. Hutcherson
Grover C. Johnson
W. W. Johnson
J. R. Kelly
Thos. H. King
J. L. Manning
Joe Martin
H. J. Meyers
H. H. Miller
J. S. Milliken
T. R. Moore
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Caleb Page
Smith Park
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
R. R. Rogers
Philip J. Ryan
M. G. Slusher
W. R. Smith
E. J. Snyder
Frank L. Strange
C. D. Vincent
W. S. Wallen
T. B. Watts

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There voted in the negative—

J. F. Harrison —1

Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 436. An Act to repeal and re-enact Sec. 11 of Chapter 114 of the Acts of 1922, being now Section 4114i-11 of the Kentucky Statutes, Carroll's Edition of 1922, relating to revenue and taxation, and defining duties of the State Tax Commission.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 11 of Chapter 114 of the Acts of the General Assembly of 1922, being now Section 4114i-11 of the Kentucky Statutes, Carroll's Edition of 1922, be and the same is hereby repealed and in lieu thereof the following be enacted as a substitute therefor:

Section 4114i-11. Commission to Exercise Assessing Powers of Other Boards.—The State Tax Commission shall exercise all the powers and perform all the duties with reference to the assessment or equalization of the assessment of property for the purposes of taxation heretofore exercised or performed by any State Board of Valuation and Assessment, by the Railroad Commission, by the State Board of Equaliza-

tion or by any other State Board or Commission, or state officer, except the Insurance Department in the office of the Auditor of Public Accounts.

The State Tax Commission shall have sole power to assess the physical or tangible value of all property belonging to railroad companies, or other companies or corporations owning or operating railroad lines in whole or in part in this state; railroad bridge companies owning or operating bridges spanning rivers constituting the boundary of this state; telegraph companies, express companies, pipe line companies whether operated as public or private carriers; telephone companies when operating and having exchanges or toll lines in more than three counties of the state; street railway companies, when owning or operating lines in two or more counties; and electric power companies owning or operating plants or transmission lines in two or more counties; all of whose franchise values the commission may be required by this or any other law to assess for taxation, whether or not such physical or tangible values have heretofore been assessed locally. The total assessed valuation of such property, together with the franchise value, shall be equalized with the assessed valuation of similar classes of property throughout the state, and be apportioned to the various taxing districts of the state in the manner provided by section 4081, Kentucky Statutes, for the apportionment of the franchise assessment. For the purpose of ascertaining the tangible value of property, the commission shall require reports from such companies in such form and containing such data as the commission may deem mete, such reports to be attached to and filed at the same time as the franchise reports required to be filed by such companies.

Notice of the assessment provided for herein shall be made and all state, county, municipal, school and other taxes shall become due and payable in the manner provided by law with reference to franchise assessments and taxes thereon.

All such powers and duties are hereby transferred to the State Tax Commission to be exercised and performed exclusively by it. It shall exercise such further powers with reference to state taxes and assessments by state authority as may be conferred upon it by law.

It shall be the duty of the Attorney General, when requested by the State Tax Commission, to attend the meetings of the commission and advise with the same in its proceedings.

All laws or parts of laws in conflict herewith are hereby repealed.

Mr. Joe Martin offered the following amendment to said bill, viz:

Amend H. B. 436 by adding in line 29 of the printed bill between the words "and" and "be" the words "the franchise valuation shall."

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	D. E. Edwards	B. T. Morris
Wm. J. Arvin	D. W. Fowler	L. P. Murphy
W. O. Bach	R. E. Glenn	Chas. N. McCarty
A. J. Baldridge	F. A. Gnau	J. L. McDavid
J. H. Baughman	Whitsett Hall	W. J. McGill
T. H. Benton	Lawrence Harmon	F. T. Nichols
W. P. Bowman	J. F. Harrison	Smith Park
Geo. A. Brown	C. W. Hawkins	Jas. J. Peters
F. W. Bryant	Goebel B. Henson	Geo. W. Potter
J. R. Buckman	S. K. Holland	W. H. Pryor
W. G. Buckner	Ira L. Horne	H. A. Pulliam
S. J. Bunger	Grover C. Johnson	Philip J. Ryan
W. A. Carson	W. W. Johnson	Chas. L. Seale
C. B. Carver	J. R. Kelly	M. G. Slusher
Lee Clark	Thos. H. King	W. R. Smith
Fred H. Coots	J. L. Manning	E. J. Snyder
J. D. Cox	Joe Martin	Frank L. Strange
W. J. Curtis	A. M. Mercer	Mac Swinford
J. L. Cushing	H. J. Meyers	Chiles Van Antwerp
C. L. Daly	H. H. Miller	C. D. Vincent
Mormon B. Daniel	J. S. Milliken	W. S. Wallen
E. J. Doss	T. R. Moore	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 518. An Act to repeal, amend, and re-enact Section 4051 A (10) of the Kentucky Statutes, Carroll's Edition,

1915, same being a part of Article 11 of Chapter 108, providing for the report of liens or record and assignments thereof by County Clerks.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 5 of Chapter 11 of the Acts of the Extraordinary Session of the General Assembly of Kentucky of 1917, approved May 2, 1917, as amended and re-enacted by section 4 of an act constituting Chapter 116 of the Acts of the General Assembly of Kentucky of 1924, approved March 4, 1924, be repealed, amended, and re-enacted, so that when said section is so amended and re-enacted, the same shall read as follows:

Section 5. Every bank, trust company, combined bank and trust company, and real estate title insurance company, doing business in Kentucky, shall on or before August 1st of each year, unless such time shall be extended by the State Tax Commission, file with the Tax Commission a report verified by its president, vice president, treasurer, or cashier, showing as of July first:

(a) A list of the notes, bonds or other evidence of indebtedness secured by mortgage or other recorded instruments standing in its name of record, which it has assigned or transferred during the preceding year without transferring same of record, the amount of each, and the name and address of the person to whom each was assigned; provided, that where the name and address is given of the transferee holding same on July 1st of any year, any previous transfers of said securities during that year need not be furnished.

(b) A list of the mortgages assigned of record to it during the preceding year with its knowledge and consent, where it has not become the absolute owner of the debt secured

thereby, standing in its name on July 1st, the amount of each of such mortgages and the name and address of each of such assignors; provided, any mortgages assigned to it as aforesaid during any year and paid and released of record prior to July 1st need not be included in such report.

(c) A list of all debenture bonds, collateral trust bonds, notes, certificates and other evidences of indebtedness issued, assigned or transferred by it during the preceding year, which are secured by and represent the beneficial interest in stocks, lien notes, bonds, or mortgages, standing in its name of record and the amount of each debenture bond, collateral trust bond, note, certificate or other evidence of indebtedness, and the name and address of the person to whom each was assigned or transferred; provided, that where the name and address is given of the transferee holding the same on July 1st of any year, any previous transfer or assignment of any such securities need not be furnished.

(d) A list of all stocks, lien notes, bonds, mortgages, certificates and other evidences of indebtedness, which it has assigned or transferred to any person or persons or corporation as security for the issuing of any debenture or collateral trust bonds, the amount of each, and the name and address of the person or corporation to which each was assigned.

Provided, however, that the reports required under clause (a) or clause (b) need not include either sales or pledges from one bank, trust company or combined bank and trust company to another bank, trust company or combined bank and trust company, or notes or obligations secured by any recorded instrument executed to a bank, trust company or combined bank and trust company, in which the obligations secured by said instrument are divided among estates or accounts in charge of said bank, trust compeny or combined bank and trust company, and regularly and properly entered on the records of said trust company, bank, or combined bank and trust company.

Provided, further, the provisions of this section shall not apply to mortgages made by corporations to trustees to secure bond issues made by them in the regular course of business, excepting as provided in clause (c) hereof.

The information thus obtained shall be communicated by the Tax Commission to the county tax commissioner and board of supervisors of the respective counties in which the true owners of such debts reside. Failure to file such reports shall be punishable by a fine of not less than fifty dollars ($50.00) nor more than one hundred dollars ($100.00), and each day's delay or failure to file such report shall constitute a separate offense. Wilful false statement in such reports shall be punishable as false swearing.

Any person, firm or corporation which shall transfer or assign of record any mortgage, note or bond or other evidence of indebtedness, secured by any recorded instrument, for the sole purpose of evading the taxes thereon, shall be guilty of a misdemeanor and punishable by fine of not less than one hundred dollars ($100.00) nor more than one thousand dollars ($1,000.00).

The provisions of this act are severable, and if any of its provisions or any penalty provided by this act shall be held unconstitutional such provisions or the particular penalty held to be invalid may be rejected without affecting the remainder of the act or such parts of the penalties as are not held invalid, and the decisions of the courts shall not affect or impair the remaining provisions of this act or any of the other penalties anywhere in this act provided. It is hereby declared as a legislative intent that this act would have been adopted had not such unconstitutional provisions or such invalid penalties beeen included therein.

All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. L. Daly	H. H. Miller
Wm. J. Arvin	J. R. Dorman	J. S. Milliken
W. O. Bach	E. J. Doss	B. T. Morris
A. J. Baldridge	D. E. Edwards	L. P. Murphy
J. H. Baughman	J. O. Evans	Chas. N. McCarty
W. B. Belknap	D. W. Fowler	J. L. McDavid
T. H. Benton	R. E. Glenn	W. J. McGill
Shaler Berry	F. A. Gnau	F. T. Nichols
W. P. Bowman	Whitsett Hall	Caleb Page
Geo. A. Brown	Lawrence Harmon	Geo. W. Potter
F. W. Bryant	C. W. Hawkins	W. H. Pryor
J. R. Buckman	J. M. Hayse	H. A. Pulliam
W. G. Buckner	Goebel B. Henson	R. R. Rogers
S. J. Bunger	Ira L. Horne	M. G. Slusher
W. A. Carson	Grover C. Johnson	W. R. Smith
Lee Clark	W. W. Johnson	E. J. Snyder
Lonnie Cooper	J. R. Kelly	Chiles Van Antwerp
Fred H. Coots	Thos. H. King	C. D. Vincent
J. D. Cox	J. L. Manning	W. S. Wallen
W. J. Curtis	A. M. Mercer	T. B. Watts
J. L. Cushing	H. J. Meyers	

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 517. An Act to repeal, amend, and re-enact Section 5 of Chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, as amended and re-enacted by Section 4 of an Act constituting Chapter 116 of the Acts of the General Assembly of Kentucky for 1924, which Act was approved March 4, 1924, requiring the filing of reports of assignments or transfers of mortgages.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4051A (10) of the Kentucky Statutes, Carroll's edition, 1915, being a part of Article II of Chapter 108, be and the same is hereby repealed, amended, and re-enacted, so that same, when so amended and re-enacted, will read as follows, to-wit:

Section 4051A (10) County Clerks:—To Certify Lists of Notes for Purchase Money—Mortgages, Record to Show Residence of Lien Holder.

Each county clerk shall, on or before the first day of August of each year, unless such time be extended by the State Tax Commission, make and certify to the various county tax commissioners, as hereinafter provided, complete statements of all purchase money notes, mortgage notes and other obligations for money due or to be paid, except purchase money notes, mortgage notes and other liens for money due, or to be paid, owned by banks, trust companies, or real estate title insurance companies, as shown by the conveyances, mortgages and liens in his office. Said statements shall distinctly show the dates of execution and maturity of such notes

or other evidence of indebtedness; the consideration therefor; the date of filing or recording same; the amount thereof, and the county of the residence of the owner, payee, beneficial holder thereof or other person or corporation liable for taxes thereon. Said statement shall be made to each county tax commissioner of the state of such notes or other evidences of indebtedness as may be owned or held by persons or corporations residing, or having their principal place of business in the county of such tax commissioner. No mortgage, conveyance or other instrument or writing constituting a lien or other security for any note or other evidence of indebtedness shall be received for record by any county clerk of this Commonwealth unless such mortgage, conveyance or other writing give the county and state of the residence and postoffice address of the person or corporation owning or holding said note or other evidence of indebtedness, or liable for the payment of taxes thereon. Should there be an assignment of such note or other evidence of indebtedness, of record in the clerk's office, the assignment shall state the county and state of the residence and postoffice address of the assignee; unless any assignment is made of record, the original holder or owner shall be liable for taxes as though assignment had been made. Any person who shall knowingly and intentionally give a false or fictitious address or name in any such instrument or assignment, as above mentioned, shall be guilty of a misdemeanor and shall, upon conviction, be fined not less than ten dollars ($10.00) nor more than one thousand dollars ($1,000.00). Each statement made by the county clerk, as herein required, shall cover a period of one year next prior to July first. Provided, that the first statement to each county tax commissioner made hereunder shall cover a period of at least five years prior to the time such statement is made. Said statements shall be sworn to by the clerk before some person authorized to administer oaths, as a full and complete statement of such facts. For his services in making such statements, the clerks shall be paid a reasonable compensa-

tion by the fiscal court of his respective county; said statement shall be returned by the various tax commissioners, with their tax books, schedules, and list of conveyances to the county clerks of their respective counties for the use of the board of supervisors. Any county clerk failing to perform his duties under this section shall be punished by a fine of not less than fifty dollars ($50.00), nor more than one hundred dollars ($100.00), to be recovered by warrant or indictment. Nothing herein shall be construed to affect the validity of any instrument or assignment heretofore made.

§ 2. The provisions of this act are severable, and if any of its provisions or any penalty provided by this act shall be held unconstitutional such provisions or the particular penalty held to be invalid may be rejected without affecting the remainder of the act or such part of the penalties as are not held to be invalid, and the decisions of the courts shall not affect or impair the remaining provisions of this act or any of the other penalties anywhere in this act provided. It is hereby declared as a legislative intent that this act would have been adopted had not such unconstitutional provisions or such invalid penalties been included therein.

§ 3. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	C. L. Daly	H. H. Miller
Wm. J. Arvin	E. J. Doss	J. S. Milliken
W. O. Bach	D. E. Edwards	B. T. Morris
A. J. Baldridge	J. O. Evans	L. P. Murphy
J. H. Baughman	D. W. Fowler	Chas. N. McCarty
W. B. Belknap	R. E. Glenn	J. L. McDavid
T. H. Benton	F. A. Gnau	W. J. McGill
Shaler Berry	Whitsett Hall	F. T. Nichols
W. P. Bowman	Lawrence Harmon	Caleb Page
Geo. A. Brown	C. W. Hawkins	Smith Park
J. R. Buckman	J. M. Hayse	Geo. W. Potter
W. G. Buckner	Goebel B. Henson	W. H. Pryor
S. J. Bunger	S. K. Holland	R. R. Rogers
W. A. Carson	Ira L. Horne	C. W. Ryans
C. B. Carver	Grover C. Johnson	M. G. Slusher
Lee Clark	W. W. Johnson	W. R. Smith
Lonnie Cooper	D. C. Jones	E. J. Snyder
Fred H. Coots	J. R. Kelly	Frank L. Strange
J. D. Cox	Thos. H. King	C. D. Vincent
W. J. Curtis	J. L. Manning	W. S. Wallen
J. L. Cushing	H. J. Meyers	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Meyers moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Meyers moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, MARCH 10, 1926.

The House was opened with prayer by the Reverend W. P. Fryman of the Methodist Episcopal Church of Frankfort.

The roll was called and the following members answered to their names, viz:

Lewis Allen
W. B. Ardery
Wm. J. Arvin
A. J. Baldridge
J. H. Baughman
T. H. Benton
Shaler Berry
C. H. Berryman
W. P. Bowman
D. F. Brown
Geo. A. Brown
F. W. Bryant
J. R. Buckman
W. G. Buckner
S. J. Bunger
W. A. Carson
C. B. Carver
Lee Clark
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. S. Cruse
W. J. Curtis
J. L. Cushing
C. L. Daly
Mormon B. Daniel
J. R. Dorman
E. J. Doss
James M. Durham
D. E. Edwards
J. O. Evans
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
J. F. Harrison
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
H. B. Holland
S. K. Holland
Ira L. Horne
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
W. W. Leslie
Leon P. Lewis
J. L. Manning
A. M. Mercer
H. J. Meyers
H. H. Miller
J. S. Milliken
T. R. Moore
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Caleb Page
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
H. A. Pulliam
Clint Raymer
R. R. Rogers
Philip J. Ryan
C. W. Ryans
Chas. L. Seale
M. G. Slusher
W. R. Smith
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent
W. S. Wallen
T. B. Watts

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz:

S. B. 393. An Act permitting all ex-Union Soldiers and Sailors, all ex-service men of the Spanish-American war, and all ex-service men of the World War the right to vend, hawk and peddle goods, wares, merchandise, etc.

S. B. 336. An Act providing for the quarantining of diseased and infested trees, plants and parts of plants, for the inspection of trees, plants and parts of plants, for the registration of tree dealers and agents, for the inspection and certification of nurseries, for the appropriation of $5,000 for the carrying out of the provisions of this act, and for the repeal of all acts and parts of acts in conflict with this act.

S. Res. 19. Resolution providing for the participation of the Commonwealth of Kentucky in the celebration commemorating the Centennial of the Congress of Panama.

S. B. 278. An Act to amend Section 648A Subsection 3, Kentucky Statutes.

S. B. 403. An Act creating a clinic for indigent school children in counties containing cities of the first and second class.

S. B. 422. An Act relating to motor vehicles; providing for the registration and licensing of motor vehicles; and amending and re-enacting Subsec. (b) of Sec. 18 of Chapter 90 of the Acts of the General Assembly of 1920, approved March 23, 1920, and repealing existing statutes.

S. B. 251. An Act relating to the fiscal administration of the common schools in each of the counties of the Common-

wealth by the county board of education; providing for a uniform budget system for the administration of the fiscal affairs of the common schools in each of the counties of the Commonwealth, prescribing the duties of the county superintendent, etc.

S. B. 344. An Act relating to roads and bridges and amending Chapter 17 of the Acts of the General Assembly of 1920, by adding thereto as project —— a road extending from the city of Eminence in Henry County to and intersecting with a point on project 19 known as Price's Corner in Henry County.

S. B. 400. An Act to establish as a part of the primary system of State highways a road beginning at a point on project 19 known as Sid Morgan's farm in Henry County to Ballardsville in Oldham County via Smithfield and thence to Crestwood in Oldham County, and designating the same as project ——.

S. B. 414. An Act to establish a new State primary road project to be known as Project ——, beginning at Vanceburg in Lewis County and extending southwardly by way of Mouth of Laurel, Laurel Creek and Harris to intersect the Midland Trail at the most feasible point between Olive Hill and Morehead.

S. B. 413. An Act to establish a new State primary road project to be known as Project ——, beginning at an intersection with State Project 20 near Plumville, in Mason County, thence northeastwardly to intersect the Inglis Highway at Concord, in Lewis County.

S. B. 376. An Act to establish as part of the primary system of State highways a road from Irvine via Vienna and Ruckerville to Winchester.

S. B. 375. An Act to amend Chapter 260 of Acts of General Assembly of the Commonwealth of Kentucky, of 1924 session, which relates to roads and highways.

S. B. 353. An Act to add an additional road project to the primary system of State highways as adopted in 1920 and amended in 1922 and 1924.

S. B. 345. An Act creating new State Primary Road Project —— leading from Rockhold, 12 miles to a point in Project 11, on Poplar Creek, in Whitley County, Kentucky.

S. B. 343. An Act relating to roads and bridges and establishing as a part of the primary system of State highways a road leading from New Castle via Point Pleasant, to Bethlehem, designating the same as Project ——.

S. B. 329. An Act to establish a new State primary road project, beginning at London, county seat of Laurel County, and extending by way of Maplesville and McWhorter to Burning Springs on State Project 30, and to be known as State Primary Road Project ——.

S. B. 328. An Act to establish a new road project, beginning at the intersection of the Left and Right Forks, of Straight Creek, in Bell county, Kentucky and thence up the right fork of said Creek by way of Kettle Island, to a point in the Hyden Beverly road (State Project 110) approximately 12 miles, to be known as State Primary Road Project ——.

S. B. 306. An Act relating to roads and highways.

S. B. 295. An Act establishing as a part of the primary system of State highways a road from Mayfield, Graves county, via Farmington to the Jeff Davis Highway at Egner's Ferry on the Tennessee River.

S. B. 293. An Act to amend Sec. 5 of Chapter 17 of the Acts of the General Assembly of 1920, relating to roads and highways, and establishing Project 1-a as a part of the primary system of State highways.

S. B. 291. An Act relating to roads and highways.

S. B. 275. An Act establishing and making the road leading from Walton through Verona to Glencoe, a part of the primary system of State highways of the Commonwealth of Kentucky.

S. B. 269. An Act adding additional road project to the present State primary system of roads.

S. B. 268. An Act to establish as a part of the primary system a road from Beattyville, Lee county, via Idaway and Delvina, to McKee, Jackson county.

S. B. 71. An Act establishing as a part of the primary system of State highways a road from Booneville, Owsley county, via Tyner, Jackson county, to East Bernstadt, Laurel county, and designating said road as Project 30-A.

Ordered that said bills be printed and referred to Committee on Rules.

And that they had passed bills which originated in this House of the following titles, viz.:

H. B. 479. An Act requiring all public officials of a county, municipalities, or sub-divisions less than a county whose duty it is to collect or to have the custody of public funds of such county, municipality, political subdivision, or Graded School District, to make, publish and file annually an itemized sworn statement of all such funds received and dis-

bursed by him during the fiscal year, except counties having therein a city of the first class; prescribing penalties for a violation thereof.

H. B. 155. An Act relating to the practice of medicine, prescribing the qualifications of applicant for license; means of obtaining license and repealing all laws and parts of laws in conflict herewith.

H. B. 23. An Act to amend and re-enact Section 415 B-6 Kentucky Statutes, relating to Confederate Soldiers entitled to pensions.

Ordered that said bills be delivered to the Enrolling Clerk of this House.

A message was received from the Senate anouncing that they had passed a bill which originated in this House of the following title, viz:

H. B. 211. An Act to repeal and re-enact Chapter 33 of the Acts of the General Assembly of 1902 (p. 70), which is entitled "An Act to change the name of the State Normal School for Colored Persons, and regulate the conduct of same," same being Section 4527a Kentucky Statutes, 1915 Edition, and giving the Kentucky State Industrial College for Colored Persons the right to issue certificates to graduates in the various courses taught in the Kentucky State Industrial College for Colored Persons.

With the following Senate amendment thereto, viz:

Amend H. B. 211 by striking therefrom beginning at the word "and" in line 12 thereof up to and including line 17 thereof, which said language stricken therefrom is as follows: "and shall be ex-officio a member of said board, shall be elect-

ed by said board of trustees between said dates every four years thereafter, each election being for a term of four years, and until the election and qualification of a successor, subject to removal for cause. The president shall have no vote in his election to or retention in office." And insert in lieu thereof: "The president shall be elected during the month of June, 1926, and shall be elected by the board for a term of four years."

Said amendment was concurred in.

Said bill, as amended, was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. J. Curtis	Ira L. Horne
Wm. J. Arvin	J. L. Cushing	J. C. Hutcherson
A. J. Baldridge	C. L. Daly	E. M. Johnson
J. H. Baughman	Mormon B. Daniel	Grover C. Johnson
W. B. Belknap	J. R. Dorman	W. W. Johnson
T. H. Benton	E. J. Doss	D. C. Jones
Shaler Berry	James M. Durham	W. O. Keller
C. H. Berryman	D. E. Edwards	J. R. Kelly
W. P. Bowman	J. O. Evans	Thos. H. King
D. F. Brown	D. W. Fowler	J. L. Manning
Geo. A. Brown	Otto C. Gartin	Joe Martin
F. W. Bryant	R. E. Glenn	A. M. Mercer
J. R. Buckman	F. A. Gnau	H. H. Miller
W. G. Buckner	Whitsett Hall	J. S. Milliken
S. J. Bunger	Lawrence Harmon	T. R. Moore
W. A. Carson	J. F. Harrison	B. T. Morris
C. B. Carver	C. W. Hawkins	L. P. Murphy
Lee Clark	J. M. Hayse	Chas. N. McCarty
Lonnie Cooper	Goebel B. Henson	J. L. McDavid
Fred H. Coots	H. M. Holbrook	W. J. McGill
J. D. Cox	S. K. Holland	Caleb Page

Smith Park	C. W. Ryans	J. L. Valandingham
J. J. Patterson	M. G. Slusher	C. D. Vincent
Jas. J. Peters	W. R. Smith	W. S. Wallen
Geo. W. Potter	E. J. Snyder	T. B. Watts
W. H. Pryor	Frank L. Strange	
Clint Raymer	J. G. Swearengin	

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Mr. Jones moved that the vote by which said bill was passed, as amended, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered that said bill be delivered to the Enrolling Clerk of this House.

Mr. Jones moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Jones moved that when the hour of twelve o'clock Meridian, arrives today, that the House do then recess until one o'clock P. M.

Said motion was agreed to.

Mr. Jones of the Committee on Rules, to which the same had been referred, reported bills of the following titles, viz.:

H. B. 464. An Act to amend and re-enact Subsection 1 of Section 950 of Kentucky Statutes, relating to the jurisdiction of the Court of Appeals in Civil Cases.

H. B. 513. An Act to encourage the development of reserved mineral rights in this Commonwealth.

H. B. 516. An Act to limit the changing of school text books and lower the prices of text books.

H. B. 70. An Act to repeal and re-enact Section 30 and Section 31 of Chapter 13 of the Acts of the General Assembly of 1920, relating to textbook commissions for cities, also Subsections 3, 4, 5, 6, 9, 10, 11, 15, 16 and 18, of Section 4421a of the Kentucky Statutes, Carroll's Edition 1918, relating to the selection of textbooks for common schools, etc.

H. B. 609. An Act relating to roads and highways.

H. B. 612. An Act to repeal chapter 33 of the Acts of the General Assembly of 1916, as amended, by chapter 176 of the Acts of the General Assembly of 1918, chapter 37 of the Acts of the General Assembly of 1920, chapter 50 of the Acts of the General Assembly of 1922 and chapter 70 of the Acts of the General Assembly of 1924, being an act providing for an elective system of workmen's compensation for industrial accidents.

H. B. 613. An Act in relation to the appointment of health officer in cities of the second class.

H. B. 615. An Act to regulate the practice of medicine.

H. B. 616. An Act to establish a new state primary road project to be known as project — beginning at Maysville, Mason county, and extending to Flemingsburg in Fleming County.

H. B. 617. An Act amending and re-enacting section 4399a-5, Carroll's Kentucky Statutes, 1915 Edition.

H. B. 618. An Act relating to motor vehicles; providing for the registration and licensing of motor vehicles and

amending and re-enacting subsec. (b) of section 18 of chapter 90 of the Acts of the General Assembly of 1920, and repealing existing statutes.

H. B. 619. An Act to provide for a progressive tax on transfers of direct and collateral inheritances; and to amend subsec. 2 of sec. 2 and sec. 8 of Chapter 111 of the Acts of the General Assembly of 1924, and repealing existing statutes.

S. B. 379. An Act providing for the better government, administration, disposition and discipline of the police and fire departments of cities of the third class, and to create and perpetuate a pension fund for disabled police and firemen in such cities, their widows and children and dependent fathers and mothers, and to create and perpetuate a board of trustees for the management and conduct thereof, and to pension members thereof after service of a term of years and to provide revenue for the payment of same.

S. B. 262. An Act to repeal and re-enact an Act entitled "An Act to create a Commission to be known as the Kentucky Child Welfare Commission and to prescribe its duties and functions," which Act became a law on March 24, 1922, being Chapter 107 of the Acts of 1922 and to repeal and re-enact Chapter 15 of the Acts of 1924 being an Act to provide for the treatment and care of Crippled Children and to create a Commission to carry out the provisions thereof known as the Kentucky Crippled Children's Commission, etc.

S. B. 393. An Act permitting all ex-Union Soldiers and Sailors, all ex-service men of the Spanish-American war, and all ex-service men of the World War the right to vend, hawk and peddle goods, wares, merchandise, etc.

S. B. 336. An Act providing for the quarantining of diseased and infested trees, plants and parts of plants, for the

inspection of trees, plants and parts of plants, for the registration of tree dealers and agents, for the inspection and certification of nurseries, for the appropriation of $5,000 for the carrying out of the provisions of this Act, and for the repeal of all acts and parts of acts in conflict with this act.

S. Res. 19. Resolution providing for the participation of the Commonwealth of Kentucky in the celebration commemorating the Centennial of the Congress of Panama.

S. B. 278. An Act to amend section 648A, subsection 3, Kentucky Statutes.

S. B. 403. An Act creating a clinic for indigent school children in counties containing cities of the first and second class.

S. B. 442. An Act relating to motor vehicles; providing for the registration and licening of motor vehicles; and amending and re-enacting subsec. (b) of sec. 18 of chapter 90 of the Acts of the General Assembly of 1920, approved March 23, 1920, and repealing existing statutes.

S. B. 251. An Act relating to the fiscal administration of the common schools in each of the counties of the Commonwealth by the county board of education; providing for a uniform budget system for the administration of the fiscal affairs of the common schools in each of the counties of the Commonwealth, prescribing the duties of the county superintendent, etc.

S. B. 344. An Act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920, by adding thereto as project — a road extending from the city of Eminence in Henry County to and intersecting

with a point on project 19 known as Price's Corner in Henry County.

S. B. 400. An Act to establish as a part of the primary system of State highways a road beginning at a point on project 19 known as Sid Morgan's farm in Henry County to Ballardsville in Oldham county, via Smithfield and thence to Crestwood in Oldham county, and designating the same as project —.

S. B. 414. An Act to establish a new State Primary Road Project to be known as Project — beginning at Vanceburg in Lewis county and extending southwardly by way of Mouth of Laurel, Laurel Creek and Harris to intersect the Midland Trial at the most feasible point between Olive Hill and Morehead.

S. B. 413. An Act to establish a new State Primary Road Project to be known as Project — beginning at an intersection with State Project 20 near Plumville in Mason county thence northeastwardly to intersect the Inglis Highway at Concord in Lewis county.

S. B. 376. An Act to establish as part of the primary system of State Highways a road from Irvine, via Vienna and Ruckerville to Winchester.

S. B. 375. An Act to amend chapter 260 of Acts of General Assembly of the Commonwealth of Kentucky of 1924 session, which relates to roads and highways.

S. B. 353. An Act to add an additional road project to the Primary System of State Highways as adopted in 1920 and amended in 1922 and 1924.

S. B. 345. An Act creating new State Primary Road Project — leading from Rockhold, 12 miles to a point in Project 11, on Poplar Creek, in Whitley county, Kentucky.

S. B. 343. An Act relating to roads and bridges and establishing as a part of the primary system of State Highways a road leading from New Castle, via Point Pleasant to Bethlehem, designating the same as project —.

S. B. 329. An Act to establish a new State Primary Road Project, beginning at London, county seat of Laurel county, and extending by way of Maplesville and McWhorter to Burning Springs on State Project 30, and to be known as State Primary Road Project —.

S. B. 328. An Act to establish a new Road Project, begenning at the intersection of the Left and Right Forks of Straight creek, in Bell county, Kentucky and thence up the right fork of said creek by way of Kettle Island, to a point in the Hyden Beverly Road (State Project 110 approximately 12 miles, to be known as State Primary Road Project ——.

S. B. 306. An Act relating to roads and highways.

S. B. 295. An Act establishing as a part of the primary system of State Highways a road from Mayfield, Graves county, via Farming to the Jeff Davis Highway at Egner's Ferry on the Tennessee River.

S. B. 293. An Act to amend sec. 5 of chapter 17 of the acts of the General Assembly of 1920, relating to roads and highways and establishing project 1-a as a part of the primary system of State Highways.

S. B. 291. An Act relating to roads and highways.

S. B. 275. An Act establishing and making the road leading from Walton through Verona to Glencoe a part of the primary system of state highways of the Commonwealth of Kentucky.

S. B. 269. An Act adding additional road project to the present state primary system of roads.

S. B. 268. An Act to establish as a part of the primary system a road from Beattyville, Lee county via Idaway and Delvinta to McKee, Jackson county.

S. B. 71. An Act establishing as a part of the primary system of state highways a road from Booneville, Owsley county, via Tyner, Jackson county, to East Bernstadt, Laurel county, and designating said road as Project 30-A.

H. B. 452. An Act to provide for advertising the resources and possibilities of the Commonwealth of Kentucky through the establishment of a board to be known as the Kentucky Publicity Board.

With the expression of the opinion that said bills out to pass.

Said bills were severally read the first time at length and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles viz.:

S. Res. 26. Resolution inviting Governor Harding of Iowa to address the General Assembly.

S. B. 261. An Act enabling the fiscal court or county commissioners of each county to establish and maintain a county crippled children's bureau.

S. B. 277. An Act to fix and regulate the time of holding the terms of the circut courts in the Fifth Judicial District.

S. B. 234. An Act to regulate letting, hiring and using motor vehicles and to prevent the improper and unauthorized use of, or fraud, misrepresentation or deception by those letting or procuring such vehicles and fixing the penalties for violating.

S. B. 223. An Act to amend and re-enact sec. 2946, Kentucky Statutes, relating to salary of stenographer in police courts in cities of the first class.

S. B. 289. An Act prescribing certain duties for each county court clerk of the Commonwealth of Kentucky to perform with reference to the tax books and prescribing his compensation therefor.

S. B. 88. An Act to appropriate $10,000 for the purpose of building a road from the public highway to the Perryville Battlefield and to provide for the erection of a Caretaker's House thereon, and to provide for the maintenance and improvement of the monument and surrounding grounds.

S. B. 89. An Act regulating common carriers and prescribing the duties and powers of the Railroad Commission with reference thereto, etc.

S. B. 307. An Act prohibiting blackmail, defining same, and prescribing penalties therefor.

S. B. 61. An Act for the protection and conservation of game, fish and fur-bearing animals.

S. B. 167. An Act regulating the depositing of funds of the Commonwealth of Kentucky collected by county and dis-

trict officials and trustees of the jury fund and providing a manner of keeping a daily record thereof and fixing penalties for failure to keep such record or to make such deposit and for converting such funds to such officers' individual use.

S. B. 322. An Act to amend sec. 5 of chap. 17 of the Acts of the General Assembly of 1920, which is sec. 4356t-5 of Carroll's 1922 Edition, Kentucky Statutes, relating to roads and highways and establishing and creating project 10D, known as the Fort Donaldson Trail.

S. B. 390. An Act relating to the exemption of property from taxation; providing for the repeal, amending and reenactment of sec. 4026, Kentucky Statutes, and repealing all laws in conflict therewith.

S. B. 296. An Act to provide for the designation of Special Judges to preside over the circuit courts of this Commonwealth, by the Chief Justice upon a commission to be issued by the Governor, fixing their compensation and expenses, defining the conditions under which they may be appointed and the jurisdiction which they may exercise, and providing for the designation of special judges by agreement and fixing their compensation.

S. B. 297. An Act providing for the working of prisoners confined in the prisons of the State on state highways and bridges, constructed or maintained by the State Highway Commission; providing for the care, supervision, guarding, maintenance, transportation and housing of such prisoners while so engaged and for the cost and expense thereof; providing for compensation to such prisoners and their dependent families; and authorizing the State Board of Charities and Corrections to lease or purchase farm lands for the working of convicts or inmates thereon, when funds are available and have been appropriated by the Legislature therefor;

and repealing chapter 34 of the Acts of the General Assembly of 1922.

S. B. 290. An Act to amend sec. 822, subdivision 111, corporations—private, Carroll's Edition of Kentucky Statutes, Railroad Commission.

H. B. 499. An Act making provisions for examinations of teachers and for the issue, validation, and renewal of certificates for use in the public schools of this Commonwealth, repealing sections 4535c-1, 4535c-2, and 4535c-3 of Kentucky Statutes, and chapter 63 of the Acts of the General Assembly of 1924.

H. B. 614. An Act relating to granting of Corporate Franchise.

H. B. 560. An Act relating to revenue and taxation; providing for the repeal, amendment and re-enactment of sec. 4102, Kentucky Statutes, Carroll's 1915 Edition; relating to the taxation of the property of railroads and bridge companies; and repealing existing statutes.

H. B. 598. An Act to appropriate five hundred dollars to purchase a painting of Abraham Lincoln.

S. B. 228. An Act to establish a State Trade and Training School for negroes in the section of Kentucky, known as Normal District No. 2, to create a Board of Regents for the general management thereof; which shall determine the requirements for admission and graduation and the course of study for said school; to create a commission which shall determine the location of said school; and to appropriate funds for its maintenance.

S. B. 354. An Act to require contractors, when dealing with any commission, department, institution or agency of

the State, to disclose the name or names of each and every salesman, broker, attorney, agent or sub-agent, or other representative, requiring the registration of such representatives; and providing penalties for the violation of this act.

S. B. 146. An Act relating to the conveyance of the Zachary Taylor Burial Grounds, and approaches thereto, to the United States of America for national cemetery purposes.

S. B. 371. An Act to amend sec. 50, 1910, Kentucky Statutes, relating to elections.

S. B. 381. An Act relating to the government of cities of the second class by repealing and re-enacting sections 5, 6, 7, 8 and 11 of an Act of the General Assembly approved March 21, 1910, being chapter 50 of the Acts of 1910, entitled "An Act to amend an Act entitled An Act for the Government of cities of the second class of the Commonwealth of Kentucky, etc."

S. B. 139. An Act relating to the transportation of persons for compensation over ferries and bridges, etc.

S. B. 399. An Act to change the name of the State Institution for the Feeble-Minded to "The State Custodial Home."

S. B. 398. An Act to change the name of the House of Reform for Boys and the name of the House of Reform for Girls.

S. B. 260. An Act to amend and re-enact section 3096 of the Kentucky Statutes, Carroll's 1915 Edition, relating to the improvement of streets, public ways, grounds and sidewalks in cities of the second class.

S. B. 154. An Act to amend sections 2, 4, 12, 13, 24, 55, 59 and 74 of an Act entitled "An Act to provide an elective system of Workmen's Compensation for Industrial Accidents, etc."

S. B. 208. An Act relating to the fiscal administration of the Commonwealth of Kentucky; providing for a budget system, depositing funds and balances in the State Treasury, authorization of expenditures, and other matters in connection therewith; creating a budget commission, state budget officer and providing their duties, providing for the duties of the Auditor of Public Accounts and other officers and repealing Chapter 12 of the Acts of 1918 of the General Assembly of Kentucky, and providing for penalties for the violation of the provisions of this Act.

S. B. 241. An Act to amend sec. 691 of the Kentucky Statutes, relating to the time of filing of annual statements by insurance companies other than life, and to amend section 4229 (1) of the Kentucky Statutes, relating to the time of paying taxes by insurance companies other than life.

S. B. 303. An Act fixing the salary of sheriffs in counties having an assessment of one hundred million dollars or over, a city of the second class, and comprising a separate judicial district; appointing the number of deputies and clerical assistants and fixing their salaries; manner of payment allowing expenses of office; manner of payment and providing for the payment of all money received by the sheriff to the county treasurer.

S. B. 270. An Act to prevent fraud, deceit, or imposition in the sale or disposition of contracts, stocks, bonds; or written evidence of debt, certificates showing present or future interest in any property or business enterprise or venture, or other securities sold or offered for sale within the Common-

wealth of Kentucky by any person, persons, partnership, company, association, trust or corporation, foreign or domestic, etc.

Ordered that said bill be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles, only.

Ordered that said bills be placed in the orders of the day.

At the instance of the Committee on Rules, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Ryans:

H. B. 624. An Act to empower the fiscal court of any county of the Commonwealth to establish a county farm.

By Mr. Bryant:

H. B. 625. An Act creating as a part of the primary highway system of state highways a road leading from West Irvine, Estill county via Wisemantown, Estill county and most practical, and direct route to McKee, Jackson county, which route shall be selected by the fiscal court in each county, subject to the final approval of the state highway commission, said road shall be known as project ——.

By Mr. Bryant:

H. B. 626. An Act to provide for the creation and organization of City Planning and Zoning Commission for cities of the second class and surrounding territory which bears

relation to the planning or zoning thereof; to prescribe and regulate the powers and duties of such Commission, etc.

To Committee on Rules.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 230. An Act repealing Section 4465B Kentucky Statutes, Carroll's Edition 1915, Baldwin's Supplement, 1918, relating to the manner of electing board members in graded school districts, and enacting in lieu thereof the following providing for such election by secret ballot.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 4465b, Kentucky Statutes, Carroll's 1915 edition, Baldwin's 1918 supplement, be and the same is hereby repealed and in lieu thereof the following is enacted:

All school elections in graded school district shall be by secret ballot. Such ballot shall be on a separate sheet from all other ballots to be used in any election. In elections for board members in such graded school districts it shall be the duty of the county clerk of any county in which a graded school district is situated to cause to be printed on such graded school ballots, the names of all candidates for membership on such board of education in whose behalf he shall be petitioned so to do, in writing by not less than ten (10) legal voters of such district. The petition must be filed in the office of the county clerk not more than sixty and not less than fifteen days prior to the day of election, and each petition shall show the place of residence of each person signing it,

and no person shall sign more petitions than the number of offices to be filled.

Such ballots shall be in the form prescribed for ballots by the general election law of the Commonwealth, except that no party emblem or other emblem or distinguishing mark shall be placed upon such ballot save the words, "School Ticket" at the head thereof, and that the names of all candidates for membership in the board of education shall be printed on such ballot in a single column in the order the petitions are filed. As many additional lines shall be left blank as there are numbers to be elected. The board of education of the graded school district in office at the time of the election shall appoint the officers to hold all elections. These officers shall take an oath to be under the same responsibilities and subject to the same penalties as the officers holding the state or county elections, but they shall make returns of poll books and certify the results of election to the board of education of such district which shall examine and compare the same, and issue certificates to the person found to be elected.

The general election law of the Commonwealth of Kentucky shall apply as to the duties of the county clerks and election officers in the matter of printing and distributing ballots, of issuing them to voters, or receiving and depositing them in the ballot boxes and of counting and preserving them, and in other particulars except as provided herein, provided that it shall be the duty of the sheriff of each county in which a graded school district is situated to provide for each graded school district a separate box for the reception of ballots used in graded school elections.

It shall be unlawful for an election officer or other person within the election booth to tell or indicate by word of mouth or otherwise, to a voter, what may be the political affiliation of any candidate, and a violation of this provision shall be a misdemeanor punishbale by a fine not exceeding $200.00.

The entire expense of such an election shall be paid from the school fund of such graded school district.

Mr. Jones offered the following amendment to said bill, viz.:

Amend H. B. 230 by adding after the word "election" page 2, line 25, the following sentence: "The polls for this election shall open at eight o'clock a. m. and shall close at four o'clock p. m."

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Lee Clark	F. A. Gnau
Wm. J. Arvin	Lonnie Cooper	Whitsett Hall
A. J. Baldridge	Fred H. Coots	Lawrence Harmon
W. B. Belknap	J. D. Cox	J. M. Hayse
T. H. Benton	J. S. Cruse	Goebel B. Henson
Shaler Berry	W. J. Curtis	H. M. Holbrook
C. H. Berryman	J. L. Cushing	H. B. Holland
W. P. Bowman	Mormon B. Daniel	S. K. Holland
D. F. Brown	J. R. Dorman	Ira L. Horne
Geo. A. Brown	E. J. Doss	E. M. Johnson
F. W. Bryant	James M. Durham	Grover C. Johnson
J. R. Buckman	D. E. Edwards	W. W. Johnson
W. G. Buckner	J. O. Evans	D. C. Jones
S. J. Bunger	D. W. Fowler	W. O. Keller
W. A. Carson	Otto C. Gartin	J. R. Kelly
C. B. Carver	R. E. Glenn	Thos. H. King

Leon P. Lewis	J. L. McDavid	Chas. L. Seale
J. L. Manning	F. T. Nichols	M. G. Slusher
Joe Martin	Caleb Page	W. R. Smith
Shelby Martin	Smith Park	E. J. Snyder
A. M. Mercer	J. J. Patterson	Frank L. Strange
H. H. Miller	Jas. J. Peters	J. G. Swearengin
J. S. Milliken	Geo. W. Potter	J. L. Valandingham
T. R. Moore	W. H. Pryor	Chiles Van Antwerp
B. T. Morris	H. A. Pulliam	C. D. Vincent
L. P. Murphy	Clint Raymer	W. S. Wallen
Chas. N. McCarty	R. R. Rogers	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Jones moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 212. An Act to repeal an Act of the General Assembly of 1887-1888 incorporating the town of Eden, Martin county, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That an act entitled "An Act to incorporate the town of Eden, Martin county," being chapter 86, Session Acts 1887-88, which act was approved February 7, 1888, be and the same is hereby repealed and the charter and power therein granted be and the same are now hereby annulled.

§ 2. There being declared that an emergency exists, this act shall take effect from and after its passage and approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	E. J. Doss	H. H. Miller
W. B. Ardery	James M. Durham	J. S. Milliken
Wm. J. Arvin	D. E. Edwards	T. R. Moore
A. J. Baldridge	Otto C. Gartin	B. T. Morris
J. H. Baughman	R. E. Glenn	L. P. Murphy
W. B. Belknap	F. A. Gnau	Chas. N. McCarty
T. H. Benton	Whitsett Hall	F. T. Nichols
Shaler Berry	Lawrence Harmon	Caleb Page
C. H. Berryman	J. F. Harrison	Smith Park
W. P. Bowman	Goebel B. Henson	J. J. Patterson
D. F. Brown	H. M. Holbrook	Geo. W. Potter
Geo. A. Brown	H. B. Holland	W. H. Pryor
F. W. Bryant	Ira L. Horne	H. A. Pulliam
J. R. Buckman	J. C. Hutcherson	R. R. Rogers
W. G. Buckner	E. M. Johnson	Chas. L. Seale
S. J. Bunger	Grover C. Johnson	M. G. Slusher
W. A. Carson	W. W. Johnson	W. R. Smith
C. B. Carver	D. C. Jones	E. J. Snyder
Lee Clark	W. O. Keller	Frank L. Strange
Lonnie Cooper	J. R. Kelly	J. G. Swearengin
Fred H. Coots	Thos. H. King	Mac Swinford
J. D. Cox	W. W. Leslie	J. L. Valandingham
J. S. Cruse	J. L. Manning	Chiles Van Antwerp
W. J. Curtis	Joe Martin	C. D. Vincent
J. L. Cushing	Shelby Martin	W. S. Wallen
C. L. Daly	A. M. Mercer	
Mormon B. Daniel	H. J. Meyers	—78

Resolved that the title thereof be as aforesaid.

Mr. Jones moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 503. An Act providing for the quarantining of diseased and infested trees, plants and parts of plants, for the inspection of trees, plants and parts of plants, for the registration of tree dealers and agents, for the inspection and certification of nurseries, for the appropriation of $5,000 for the carrying out of the provisions of this act, and for the repeal of all acts and parts of acts in conflict with this act.

Mr. Jones moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 325. An Act to repeal an Act of the General Assembly of 1887-1888 incorporating the town of Edan, Martin county, Ky.

Mr. Jones moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 465. An Act providing for the creation and establishment of a State Board of Registration for engineers and land surveyors, granting certain powers to and prescribing the duties of said board; providing for examination and registration of engineers and land surveyors and providing of tration of engineers and land surveyors and providing penalties for violation of the provisions of this act.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. In order to safeguard life, health and property, any person practicing or offering to practice engineering or land surveying in this state, shall hereafter be required to submit evidence that he or she is qualified so to practice, and shall be registered as hereinafter provided and from twelve months after this Act becomes a law, it shall be unlawful for any person to practice or offer to practice engineering or land surveying in this State, except as hereinafter provided, unless such person has been duly registered under the provisions of this Act. No person shall use any of the titles "Engineer" or "Registered Engineer," with or without qualifying adjectives or "Land surveyor" without he or she has been duly authorized to do so by the Board.

§ 2. Nothing in this Act shall be construed as requiring registration for the purpose of practicing engineering or land surveying by any individual, firm or corporation, on property owned or leased by said individual, firm or corporation, unless the same involves the public health or safety; provided, however, that such individual, firm or corporation does not use the appellation "Engineer" or "Land surveyor" with

or without qualifying adjectives or through the use of some other title inmplying that he or they are entitled to practice engineering or land surveying under the provisions of this Act.

§ 3. The term or appellation "Engineer" used in this Act, means any person who practices professional engineering in any of its respective branches as follows: Civil engineering, mining engineering, mechanical engineering, electrical engineering, chemical engineering, structural engineering and architectural engineering and such other branches of engineering as the Board may consider subject to this Act.

"Land Surveyor" as used in this Act, means any person who makes surveys for the determination of area or for the establishment or re-establishment of land boundaries and the subdivision and platting of land. Nothing in this Act shall be construed as prohibiting "Registered Engineers" from making land surveys.

§ 4. There is hereby created a State Board of Registration for Engineers and Land Surveyors, hereinafter called the "Board," consisting of five members to be appointed by the Governor within sixty days after the passage of this Act. One member of the Board shall be the Dean or Director of the College of Engineering of the University of Kentucky and one member shall be the Dean or Director of the Department or School of Engineering of the University of Louisville. Of the remaining members, two shall be engineers and one a land surveyor. Of the members of the Board first appointed hereunder, the member from the University of Kentucky and the member from the University of Louisville shall hold office for a term of two years. Of the remaining three members, two shall hold office for a term of three years and one shall hold office for a term of four years, each term of office ending the first day of July. Upon the expiration of such term, the term of office of each member thereafter appointed shall be for four years. Each member shall hold office until his successor shall be duly appointed and qualified. The Governor may remove

any member of the Board for misconduct, incompetency or neglect of duty. Vacancies on the Board, however created, shall be filled by appointment by the Governor for the unexpired term. Each member of the Board shall be a citizen of the United States and a resident of this State at the time of appointment and with the exception of the member from the University of Kentucky and the member from the University of Louisville, each member shall have been engaged in the practice of his profession for at least ten years, shall be in good standing in his profession and shall be at least thirty-five years of age. Each member of said Board, except the members first appointed hereunder and the members from the University of Kentucky and the University of Louisville, shall be registered as an "Engineer" or "Land Surveyor" under this Act. The members of the Board shall be entitled to no compensation for their services; they shall however be reimbursed for traveling and other actual expenses incurred in the performance of their specific duties under this Act and for clerical and other assistance.

§ 5. Each member of the Board shall receive a certificate of appointment from the Governor and before beginning his term of office, he shall file with the Secretary of State the constitutional oath of office. The Board or any committee thereof shall be entitled to the services of the Attorney General in connection with the affairs of the Board. The Board shall have power to compel the attendance of witnesses and any member may administer oaths and may take testimony and proof concerning all matters within the Board's jurisdiction. The Board shall adopt and have an official seal which shall be affixed to all certificates of registration granted.

§ 6. The Board shall hold a meeting within thirty (30) days after its members are first appointed, and shall organize by electing one of its members as President, and one as Vice-President, and shall within sixty (60) days after its first meeting, adopt rules and by-laws not inconsistent with law, needed to govern its action. Thereafter, said Board shall hold at

least two regular meetings each year and shall elect annually from its members a President and a Vice-President. The Board shall appoint a Secretary who may or may not be a member of the Board and who shall hold office during its pleasure. Examination shall be given by the Board as often as it deems necessary. Special meetings shall be held at such times as the by-laws of the Board may provide. A majority of the Board shall constitute a quorum.

§ 7. The secretary of the board shall receive and account for all moneys derived from the operation of this act and shall pay them to the State Treasurer, who shall keep such moneys in a separate fund to be known as the "Fund of the State Board of Registration for Engineers and Land Surveyors," which fund shall be continued from year to year and shall be drawn against only for the purposes of this act as herein provided. All expenses certified by the board as properly and necessarily incurred in the discharge of its duties, including authorized compensations, shall be paid out of said fund by the treasurer on the warrant of the Auditor of the state issued on vouchers signed by the president and secretary of the board; provided, however, that at no time shall the total of warrants issued exceed the total amount of funds accumulated under this act. The secretary of the board shall receive such salary as may be named by the board and shall give a surety bond satisfactory to the board conditioned upon the faithful performance of his duties. The premium on said bond shall be paid from the fund of the board hereinbefore mentioned.

§ 8. The secretary shall keep a complete record of all applications for registration and the board's action thereon, and shall prepare annually a roster showing the names, places of business and residence of all registered engineers and land surveyors; a copy of such roster to be filed with the Secretary of State, and with the clerk of the county court of each county in the state. Copies of such roster shall be available on application to the secretary. The board shall within thirty (30)

days prior to the meeting of the regular session of the legislature, submit to the Governor a full and true report of its transactions during the preceding year (or biennium), including a complete statement of the receipts and expenditures of the board during the period attested to by the president and secretary of the board. A copy of said report shall be filed with the Secretary of State. All records of the board shall be public records.

§ 9. Application for registration shall be made to the Board on its prescribed form, accompanied with a fee not to exceed $15.00 for engineers and $10.00 for land surveyors, said fee to be retained by the Board. The application shall contain satisfactory evidence under oath that applicant

(a) Is more than twenty-one (21) years of age.

(b) Is of good character.

(c) Has engaged in the practice of engineering of a character satisfatory to the Board for at least eight (8) years; graduation from an engineering school of recognized standing shall count as four (4) years of experience.

(d) Has engaged in the practice of land surveying of a character satisfactory to the Board for at least four (4) years; two years of technical school work successfully done, shall count as two years of that experience, provided the college work included the study of surveying with the necessary mathematics.

§ 10. Examinations for registration shall be held at least twice a year at such times and at such places within the State as the Board shall determine. The examinations may be conducted by either the Secretary or one or more members of the Board. The scope of examinations and the methods of procedure shall be prescribed by the Board. The examination may be either oral or written, or partly oral and partly written, or may consist of an investigation of applicant's professional record.

§ 11. Any applicant who has passed the examination in either engineering or land surveying prescribed by the Board

shall, upon payment of an additional fee of not to exceed ten dollars ($10.00) to the secretary, have issued to him a certificate of registration signed by the President and the Secretary of the Board under the seal of the Board, authorizing him to practice as an engineer or a land surveyor. A certificate of registration as a land surveyor shall not carry with it the right to practice engineering, unless it is specifically permitted by said certificate, which permission shall be granted by the Board without additional fee, in the case of any applicant duly qualified as prescribed by the rules of the Board.

§ 12. At any time within one year after this Act becomes effective, upon due application thereof and the payment of a fee not to exceed fifteen dollars ($15.00) for engineers and ten dollars ($10.00) for land surveyors, the Secretary shall issue a certificate of registration as provided by Section 11 to any person who furnishes the proper evidence that he or she is of good character and were known as "Engineers" or "Land Surveyors" as defined by this Act, and practicing engineering as his principal vocation within the Commonwealth of Kentucky at the time this Act became a law for at least one year. After this Act shall have been in effect one year, the Board shall issue certificates of registration only as hereinbefore provided.

§ 13. The Board shall, from time to time, examine the requirements for the registration of engineers and land surveyors, in other States, territories and countries and shall record those in which, in the judgment of the Board, standards not lower than those provided by this Act are maintained. The Board is hereby empowered to arrange for reciprocal registration of engineers and land surveyors in other States or countries and to allow registered engineers and land surveyors from those states, territories and countries, so recorded, to practice in this State under terms mutually agreed upon. The Board upon the presentation to it by any person of satisfactory evidence that such person holds a reciprocal registration certificate issued to such person by proper

authorities in any such states, territory or country, shall, upon the payment of a fee not to exceed twenty-five dollars ($25.00) for engineers and twenty dollars ($20.00) for land surveyors, issue to such person a certificate of registration under this act.

§ 14. The Board shall have the power to suspend or revoke the certificate of registration of any engineer or land surveyor registered hereunder who is found guilty of any fraud or deceit in his practice or in securing a certificate of registration or of gross negligence, incompetence or misconduct in the practice of engineering or land surveying. Proceedings for the revocation of a certificate of registration shall be begun by filing with the Secretary of the Board charges against the accused. Such charges shall be in writing and sworn to by the complainant. The Board, unless it deems the charges trival or unfounded, shall designate a time, not to exceed three months from the date of filing the charges, and a place for hearing. A copy of the charges, together with a notice of the time and place of hearing, shall be served on the accused at least twenty (20) days before the date fixed for the hearing. The accused shall have the right to appear personally or by counsel, to cross-examine witnesses and to produce evidence and witnesses in his defense. If, after said hearing, four-fifths of the members of the Board vote in favor of finding the accused guilty for any fraud or deceit in obtaining a certificate or of gross negligence, incompetence or misconduct in the practice of engineering or land surveying, the Board shall revoke the certificate of registration of the accused. Any person who shall feel aggrieved by the action of the Board in revoking his certificate of registration may within three months from the date of the final order of the Board, appeal therefrom to the court having proper jurisdiction.

§ 15. An unrevoked certificate and endorsement of registry made as provided in this Act, shall be presumptive evi-

dence in all courts and places that the person named therein is legally registered.

Each registration hereunder, must, upon registration, obtain a seal of the design authorized by the Board, bearing the registrant's name and legend, "Registered Engineer" or "Registered Land Surveyor." Plans, specifications, plats, and reports issued by a registrant shall be stamped with the said seal during the life of registrant's certificate, but it shall be unlawful for any one to stamp or seal any document with said seal after the certificate of the registrant named therein has been revoked.

§ 16. Nothing in this Act shall be construed as prohibiting a corporation, association or partnership from engaging in the practice of engineering or land surveying in this State, provded the person or persons connected with such corporation or partnership in responsible charge of the designing or supervision, which constitute such practice, is or are, registered as herein required as engineers or land surveyors. The same exemption shall apply to corporations as apply to individuals under this Act.

§ 17. The following shall be exempt from the provisions of this Act:

(a) Practice as an engineer or land surveyor in the State by any person not a resident of and having no established place of business in the State, or any person or resident of the State whose arrival in this State is recent; provided, however, such person shall have filed an application for registration as an engineer or a land surveyor and shall have paid the fees provided for by this Act. Such exemption shall continue for only reasonable time as the Board requires to consider and grant or deny the said application for registration.

(b) Any person not a resident of and having no established place of business in this State, practicing as a consulting associate of a registered engineer or registered land sur-

veyor, engaged in engineering or in land surveying in this State.

(c) An employe of a registered engineer or of a registered land surveyor engaged in engineering or in land surveying or to an employe of an engineer or a land surveyor exempted under this act.

(d) Officers and employes of the United States Government, practicing solely as such officers or employes.

(e) Any person designing or executing work of an engineering character, not involving the public health or safety, provided that such person does not represent himself as an "engineer" or "land surveyor," and provided, further, that on drawings, specifications or other documents prepared or issued by such person, the title "engineer" or "land surveyor" shall not be used, nor any other title which might imply that said person is an "engineer" or "land surveyor."

§ 18. Any person, who after this act has been in effect twelve (12) months, is not legally authorized to practice engineering or land surveying in this state, according to the provisions of this act and shall so practice or offer to practice in this state, except he be exempt under this act; any person presenting or attempting to file as his own, the certficate of registration of another, or who shall give false evidence of any kind to the board, or to any member thereof, in obtaining a certificate of registration, or who shall falsely impersonate any other practitioner, of like or different name, or who shall use a revoked certificate of registration, shall be deemed guilty of a misdemeanor and shall for each offense of which he is convicted be punished by a fine of not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00) or by imprisonment for not to exceed three months, or by both fine and imprisonment.

§ 19. All laws or parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

§ 20. If any section or sections of this act shall be declared unconstitutional, or invalid, this shall not invalidate any other section.

Mr. Watts offered the following amendment to said bill, viz.:

Amend subdivision (d) of section 17, on page 9 of the printed bill, by striking out subsection and inserting in lieu thereof the following:

(d) Officers and employees of the United States Government, and full time officers and employees of railroads or interstate public service corporations, practicing solely as such officers or employees.

Said amendment was disagreed to.

Mr. Hayse offered the following amendment to said bill, viz.:

Amend H. B. 465, sec. 4, page 2, beginning on line 4 after the word "Acts" by striking out balance of said section down to and including the word "July" in section 4, page 3, line 14, and inserting the following: "Four members of the Board shall be engineers and one member shall be a land surveyor. Of the members of the board first appointed hereunder two members shall hold office for a term of two years; two members for a term of three years and one member shall hold office for a term of four years each term of office ending on the first day of July."

Mr. Doss moved that said amendment lie on the table.

Said motion was agreed to.

And so said bill was rejected.

At the instance of the Committee of Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 111. An Act relating to compulsory education in the common schools of this commonwealth and fixing penalties for its violation, and amending sec. 4526c-4, article 16, chapter 13, Kentucky Statutes, Carroll's Edition, 1922.

Mr. Jones moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

S. B. 130. An Act to amend and re-enact section 4148 of the Kentucky Statutes, as it was amended and re-enacted by chapter 121 of the Acts of 1924, and which amendment was section 20 of said amendatory act.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 4148 of the 1922 edition of Carroll's Kentucky Statutes as it was amended by chapter 121 of the acts of 1924, and which was section 20 of that act, be amended by adding immediately following the word "taxes" in the third line from the bottom of said section, these words: "Provided any taxpayer who pays his, her or its state, county and district taxes on or before July 1 after they become due on March 1 in any year, shall be entitled to 2% discount thereon, and the collector in case of all such payments will allow such

reduction and given a receipt in full to the taxpayer." So that, said section when so amended will read: All state, county and district taxes, except as otherwise specially provided, shall be due and payable on and after the first day of March after the assessment, and all taxpayers whose taxes are not paid on the first day of the following March, being one year after they become due, shall be deemed delinquent, and such taxes shall bear interest at the rate of six per cent (6%) per annum from the said delinquency until paid; and any person or persons failing to pay their taxes by the said first day of March in the year after becoming due shall pay a penalty of six per centum (6%) additional on the taxes due and unpaid. The sheriff or collector whose duty it is to receive or collect the taxes shall collect the interest and penalty and account for the same in the same way in which they are required to collect and account for the taxes. Provided any taxpayer who pays his, her or its state, county and district taxes on or before July 1 after they become due on March 1 in any year, shall be entitled to 2% discount thereon, and the collector in case of all such payments will allow such reduction and give receipt in full to the taxpayer.

§ 2. All acts in conflict herewith are hereby repealed.

Mr. Glenn offered the following amendment to said bill, viz.:

Amend S. B. 130, page 1, line 6, after the word "before" striking out the words "July 1st" and substituting the words "Sept. 1st."

Amend S. B. 130, page 2, line 23 after the word "before," strike out the words "July 1st" and substitute the words "Sept. 1st."

Amend S. B. 130, page 2, line 26 and after the word "taxpayer," insert "That the present sheriff now in office, and all

succeeding sheriffs shall have until March 15, of the year following the expiration of his term of office, in which to collect, report and settle all unpaid taxes accruing during his term of office.''

Mr. Evans moved that said amendment lie on the table.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Swinford and Peters were as follows, viz.:

Those who voted in the affirmative were—

Wm. J. Arvin	Otto C. Gartin	B. T. Morris
A. J. Baldridge	Lawrence Harmon	Chas. N. McCarty
Shaler Berry	J. M. Hayse	J. L. McDavid
C. H. Berryman	Ira L. Horne	W. J. McGill
D. F. Brown	E. M. Johnson	Caleb Page
Geo. A. Brown	D. C. Jones	Smith Park
F. W. Bryant	Mrs. H. G. Jorris	Geo. W. Potter
W. G. Buckner	W. O. Keller	W. H. Pryor
W. A. Carson	J. R. Kelly	Philip J. Ryan
Fred H. Coots	Oscar Leibson	C. W. Ryans
J. D. Cox	W. W. Leslie	Chas. L. Seale
J. S. Cruse	Leon P. Lewis	M. G. Slusher
W. J. Curtis	Joe Martin	W. R. Smith
J. L. Cushing	Shelby Martin	E. J. Snyder
E. J. Doss	H. J. Meyers	J. G. Swearengin
James M. Durham	H. H. Miller	T. B. Watts
J. O. Evans	T. R. Moore	

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Those who voted in the negative were—

Lewis Allen	W. P. Bowman	C. L. Daly
W. B. Ardery	J. R. Buckman	Mormon B. Daniel
W. O. Bach	S. J. Bunger	J. R. Dorman
J. H. Baughman	C. B. Carver	D. E. Edwards
W. B. Belknap	Lee Clark	D. W. Fowler
T. H. Benton	Lonnie Cooper	R. E. Glenn

F. A. Gnau	W. W. Johnson	Clint Raymer
Whitsett Hall	Thos. H. King	R. R. Rogers
J. F. Harrison	J. L. Manning	Frank L. Strange
C. W. Hawkins	A. M. Mercer	Mac Swinford
Goebel B. Henson	L. P. Murphy	J. L. Valandingham
H. B. Holland	F. T. Nichols	Chiles Van Antwerp
S. K. Holland	J. J. Patterson	C. D. Vincent
J. C. Hutcherson	Jas. J. Peters	W. S. Wallen
Grover C. Johnson	H. A. Pulliam	

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And so said bill was rejected.

The hour of twelve o'clock M. having arrived, the House recessed until the hour of one o'clock P. M.

The hour of one o'clock P. M. having arrived, the Speaker resumed the chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 605. An Act to provide for the execution and sale of five million dollars ($5,000,000) of bonds of the Commonwealth of Kentucky for the benefit of the penal, correctional and charitable institutions, and the naming of seven commissioners in connection therewith.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Bonds of the Commonwealth of Kentucky shall be issued to the total amount of five million dollars ($5,000,000). Said bonds shall be of the denomination of one hundred dollars ($100.00), or such multiples thereof as the commissioners

of the sinking fund of Kentucky may determine; shall be engraved, lithographed or printed as said commissioners shall determine; shall be signed at the time of their respective issues by the Governor then in office, and at the same time attested by the Secretary of State then in office, with the seal of the Commonwealth affixed. All of said bonds shall bear interest at such rate, not exceeding four per cent (4%), as said commissioners shall determine at the time of such issue. The interest on said bonds shall be payable semi-annually January first and July first, and there shall be attached to said bonds coupons for such semi-annual interest bearing the facsimile signature of the present or any future Treasurer of the Commonwealth, the last coupon on each bond being due at the date of maturity of the bond to which it is attached. Said bonds and coupons shall be payable in gold coin of the present standard of weight and fineness, at such place or places as said commissioners of the sinking fund may determine. Said bonds may, at the request of the owners, be registered both as to principal and interest, with the Auditor of Public Accounts, without payment of any fee for such registration. All said bonds shall be exempt from state, county, and municipal taxation. Save as provided in this act, the form of said bonds and the method of registry shall be determined by the commissioners of the sinking fund. The cost of engraving, lithographing, or printing said bonds shall be certified by the commissioners of the sinking fund to the Auditor of Public Accounts for payment and shall be paid out of the general revenues of the state.

§ 2. Said bonds shall bear serial numbers beginning with number one and shall become due in installments as follows: Fifty-three thousand four hundred dollars of said bonds shall become due on July 1, 1928. Ninety-one thousand one hundred dollars of said bonds shall become due July 1, 1929. Ninety-four thousand nine hundred dollars of said bonds shall become due on July 1, 1930. Ninety-eight thousand six hundred dollars of said bonds shall become due on

July 1, 1931. One hundred two thousand four hundred dollars of said bonds shall become due on July 1, 1932. One hundred six thousand seven hundred dollars of said bonds shall become due on July 1, 1933. One hundred eleven thousand two hundred dollars of said bonds shall become due on July 1, 1934. One hundred fifteen thousand four hundred dollars of said bons shall become due on July 1, 1935. One hundred twenty thousand dollars of said bonds shall become due on July 1, 1936. One hundred twenty-five thousand dollars of said bonds shall become due on July 1, 1937. One hundred thirty thousand dollars of said bonds shall become due on July 1, 1938. One hundred thirty-five thousand dollars of said bonds shall become due on July 1, 1939. One hundred forty thousand six hundred dollars of said bonds shall become due on July 1, 1940. One hundred forty-six thousand dollars of said bonds shall become due on July 1, 1941. One hundred fifty-one thousand nine hundred dollars of said bonds shall become due on July 1, 1942. One hundred fifty-eight thousand one hundred dollars of said bonds shall become due on July 1, 1943. One hundred sixty-four thousand four hundred dollars of said bonds shall become due on July 1, 1944. One hundred seventy-one thousand two hundred dollars of said bonds shall become due on July 1, 1945. One hundred seventy-seven thousand nine hundred dollars of said bonds shall become due on July 1, 1946. One hundred eighty-five thousand dollars of said bonds shall become due on July 1, 1947. One hundred ninety-two thousand five hundred dollars of said bonds shall become due on July 1, 1948. Two hundred thousand dollars of said bonds shall become due on July 1, 1949. Two hundred seven thousand eight hundred dollars of said bonds shall become due on July 1, 1950. Two hundred sixteen thousand four hundred dollars of said bonds shall become due on July 1, 1951. Two hundred twenty-five thousand one hundred dollars of said bonds shall become due on July 1, 1952. Two hundred thirty-three thousand nine hundred dollars of said bonds shall be-

come due on July 1, 1953. Two hundred forty-three thousand two hundred dollars of said bonds shall become due on July 1, 1954. Two hundred fifty-three thousand dollars of said bonds shall become due on July 1, 1955. Two hundred sixty-three thousand three hundred dollars of said bonds shall become due on July 1, 1956. Two hundred seventy-four thousand four hundred dollars of said bonds shall become due on July 1, 1957. One hundred eleven thousand six hundred dollars of said bonds shall become due on July 1, 1958.

§ 3. The serial numbers which the bonds shall bear, as provided by section 2 of this act, need not be consecutive, and such numbers may be allocated to the bonds of different maturities as the commissioners of the sinking fund may direct; the bonds issued in each year, as provided by section 5 of this act, shall embrace all of the unissued bonds maturing in the following year, and a proportionate amount, as nearly as the commissioners of the sinking fund may deem practical, of each of the bonds of the subsequent maturities.

§ 4. The bonds herein provided for shall be the direct obligation of the Commonwealth of Kentucky, and the full faith and credit of the Commonwealth of Kentucky is hereby pledged for the payment of said bonds and the interest thereon. In order to provide the particular means for the payment of the principal of all of said bonds at their maturities and the interest thereon annually as same shall accrue, there shall be levied and collected in each of the fiscal years beginning January 1, 1927, until all of said bonds and the interest thereon shall be paid, a tax of one cent upon each one hundred dollars ($100.00) of value of all property of every kind and description (including corporate franchise), subject to assessment for state purposes under the laws of this Commonwealth. The proceeds of the tax hereby levied are hereby appropriated to pay the principal and interest of said bonds, to be set aside as received and held inviolably for that purpose, except that the balance remaining at the end of any fiscal year shall be credited to the general fund as hereinafter

directed. All proceeds of said tax shall be passed by the treasurer of the Commonwealth to the credit of the penal, correctional and charitable institutions bond fund, and shall be paid out by him to the commissioners of the sinking fund upon warrants of the Auditor of Public Accounts, which warrants said auditor is hereby directed to issue to said commissioners when and as they shall make written demand therefor, and for such amounts as they shall specify in such demand. If any balance shall remain to the credit of said penal, correctional and charitable institutions bond fund at the end of any fiscal year, the same is hereby appropriated to the general fund for the ordinary expenses of the government, and shall be disbursed by the treasurer in the same manner as other revenues are disbursed for such ordinary expenses.

When the said bonds and coupons are paid, they shall be cancelled and preserved by the Commissioners of the sinking fund.

§ 5. The commissioners of the sinking fund shall, during the year nineteen hundred and twenty-seven, sell bonds of the face value of three million dollars ($3,000,000.00), and during the year nineteen hundred and twenty-eight, bonds of the face value of two million dollars ($2,000,000.00). Provided, however, that only so many bonds shall be sold during any of the above periods as shall be necessary to accomplish the purposes of this act in the opinion of the commissioners of the sinking fund, based upon the certificates of the State Board of Charities and Corrections, or its successor in the management of said institutions and as shall be deemed practicable by said commissioners; and provided further that in case the full amount of bonds authorized to be sold during any of the periods mentioned above shall not have been sold, said unsold bonds may be included in the amounts to be sold in any succeeding period in the discretion of said commissioners of the sinking fund as above, and if any bonds remain unsold after December thirty-first, nineteen hundred and twenty-eight, they may be sold by said commissioners at such times

thereafter as they may see fit. Before any of the said bonds shall be sold, said commissioners shall advertise once in each of the four weeks preceding the day of sale in three newspapers of general circulation in Kentucky, and in some recognized financial journal published in the city of New York, for bids therefor, and all bids shall be in writing and shall be sealed, and on the date fixed therefor, shall be publicly opened by the commissioners of the sinking fund at a place designated in the advertisement for bids. None of said bonds shall be sold at less than par and accrued interest and the advertisement for bids shall so state. Said bonds shall be sold to the highest and best bidder, and said commissioners shall have the right to reject any and all bids. On the sale of said bonds, all matured coupons shall be detached and destroyed by the sinking fund commissioners and a record made of such destruction. The cost incurred by the commissioners of the sinking fund in advertising for bids and in making the sales of said bonds, shall be certified by the commissioners to the Auditor of Public Accounts for payment, and shall be paid out of the general revenue of the state.

§ 6. The State Board of Charities and Corrections shall be entitled, upon presentation of certificates showing the need therefor, to receive the proceeds of said bonds in two installments, that is to say, the sum of three million dollars ($3,000,000.00) during the year nineteen hundred and twenty-seven, and the further and final sum of two million dollars ($2,000,000,00) during the year nineteen hundred and twenty-eight. Said proceeds shall be used by said State Board of Charities and Corrections for the acquisition of new property and equipment and for the improvement by the original construction, re-construction and repair of any of the properties under their charge.

§ 7. The commissioners of the sinking fund may invest any amounts received by them, until disbursed as herein directed, in interest bearing obligations of the United States or in the purchase of the bonds authorized by this act, or they

may deposit said amounts in any state or national bank or trust company of Kentucky, but not more in any one bank or trust company than the amount of its unimpaired paid in capital and surplus. No other form of investment may be made of said funds.

§ 8. This act shall be submitted to the people at the general election to be held in November, 1926. It shall be the duty of the Secretary of State to cause to be published four times in two newspapers of general circulation published in this state, a notice that this act will be submitted to the people for their approval or rejection at the general election aforesaid, and in each such publication he shall set forth this act in full. Each such publication shall bear the title "Notice of Elections" and shall be so made that the last publication shall be at least ninety (90) days preceding the day of the election aforesaid. This act shall be submitted to the voters in the same manner provided by section one thousand four hundred and fifty-nine of the Kentucky Statutes, edition of John D. Carroll of one thousand nine hundred and fifteen and the following is the form of the question to be placed upon the ballots: Are you in favor of the act of the General Assembly of the Commonwealth of Kentucky, entitled: "An act to provide for the execution and sale of five million dollars ($5,000,000.00) of bonds of the Commonwealth of Kentucky for the benefit of the penal, correctional and charitable institutions?" It shall be the duty of the Secretary of State, not less than forty days before the November election, one thousand nine hundred and twenty-six, to certify to the county clerk of each county the question herein directed to be submitted, and it shall be the duty of the county court clerks to have the said question, as certified by the Secretary of State, indicated on the ballot as herein provided. The votes cast for and against this act shall be counted, canvassed and certified to the State Board of Election Commissioners in the same manner as the vote cast for any officer elective by the voters of the whole state. In all particulars, the election shall

be conducted in the same manner as other general elections are conducted. If it shall be found that a majority of the votes cast on the question are in favor of this act, then all the provisions of this act, other than those contained in this section, shall become operative on and including the first day of January, one thousand nine hundred and twenty-seven. The result of the election, as soon as certified, shall be proclaimed by the Secretary of State by publication in two daily newspapers of general circulation in this Commonwealth. The expenses incurred by the Secretary of State in the publications herein provided for shall be by him certified to the Auditor and paid out of the general expenditure fund.

§ 9. The word "year" as used in this act, means calendar year unless otherwise expressly stated.

§ 10. J. Walter Wilson, of Mayfield, Kentucky, F. J. Pentacost of Henderson, Kentucky, Robert T. Crowe of LaGrange, Kentucky, Joseph Burge of Louisville, Kentucky, Miss Mary Mason Scott of Frankfort, Kentucky, George E. Engel of Covington, Kentucky, and E. L. Bailey of Lookout, Kentucky be and they are hereby selected as commissioners for the purpose of consulting with, aiding and assisting the state officials charged under the law with the proper handling and expenditure of the funds coming into their hands under this act. Said commissioners shall receive no pay or compensation for any services rendered by them; but their traveling expenses, while away from their respective homes, in connection with their duties under this act, shall be paid out of the state treasury in the same manner and out of the same funds as the expenses of the officers with whom they serve are paid.

§ 11. Inasmuch as it is important that the utmost time be allowed for the consideration of a measure of the public importance of this act, an emergency is declared to exist with respect to the section hereof which provides for the submission of this act to the voters of the state for their approval or rejection, and such section shall become effective immediately upon the passage of this act by the General As-

sembly and its approval by the Governor. The remainder of this act, if approved by the people, shall become effective on and including the first day of January, one thousand nine hundred and twenty-seven.

Mr Milliken offered the following Amendment to said bill, viz.:

Amend H. B. 605 by striking therefrom Section 10, thereof.

Said Amendment was agreed to.

Mr. McGill offered the following Amendments to said bill, viz.:

Amend H. B. 605. by striking from lines 9, 10 and 11 of Section 4 the following language "one cent upon each one hundred dollars ($100.00) value of all property of every kind and description (including corporate franchises)" and inserting in lieu thereif the following "seven cents upon each one hundred dollars ($100.00) value of all intangible property of every kind and description."

Amend H. B. 605 by adding in line 18 of Section 4 before the word "penal" the word "educational."

Amend H. B. 605 by striking from Section 6 all language after the number and inserting in lieu thereof the following: "The University of Kentucky and the several Normal schools and any other educational institutions of this State, that may be in existence at the time or times any money is derived from any sale of bonds authorized under the provisions of this Act, shall be entitled to receive forty per cent of the proceeds of any and all such bonds sales, in the proportion as their several actual and most urgent needs appear and in proportion to the greatest public

benefit to be determined in the exercise of a reasonable discretion, and the several penal, correctional and charitable institutions of this Commonwealth shall be entitled to receive sixty per cent of the proceeds of such bond sales, and to be apportioned among said institutions in like manner and determined in the same way as in the case of said educational institutions, but all said educational and other State institutions shall receive substantial contributions and assistance from said funds derived from said sales of bonds. All the proceeds of bonds sold under the provisions of this act shall be used for the acquisition of new property and equipment and for the improvement by the original construction, reconstruction and repair of any of the properties of any of said institutions."

Amend H. B. 605 by adding in line 24 of Section 4, in front of the word "penal" the word "educational."

Said Amendments were each and severally disagreed to.

Mr. Swinford offered the following amendment to said bill, viz.:

Amend H. B. 605, Section 4, page 4, line 4, by striking out all of the following: beginning with the word "In" and ending with the word "Commonwealth," line 12, and inserting in lieu thereof the following:

"In order to provide the particular means for payment of the principal of all of said bonds at their maturities and the interest thereon annually as same shall accrue by levying a license tax of 5% of the gross amount of money or other thing or things of value bet or wagered on the result of any horse race or races or any other contest between man or beast is to be decided in this State."

Said Amendment was disagreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	E. J. Doss	H. J. Meyers
W. B. Belknap	D. W. Fowler	H. H. Miller
Shaler Berry	Otto C. Gartin	J. S. Milliken
C. H. Berryman	R. E. Glenn	T. R. Moore
W. P. Bowman	F. A. Gnau	L. P. Murphy
D. F. Brown	Lawrence Harmon	J. L. McDavid
Geo. A. Brown	C. W. Hawkins	Geo. W. Potter
F. W. Bryant	J. M. Hayse	Clint Raymer
W. G. Buckner	H. M. Holbrook	R. R. Rogers
S. J. Bunger	S. K. Holland	Philip J. Ryan
W. A. Carson	E. M. Johnson	C. W. Ryans
C. B. Carver	W. W. Johnson	Chas. L. Seale
Lonnie Cooper	D. C. Jones	M. G. Slusher
J. S. Cruse	Mrs. H. G. Jorris	W. R. Smith
W. J. Curtis	Thos. H. King	W. S. Wallen
J. L. Cushing	Oscar Leibson	T. B. Watts
C. L. Daly	Leon P. Lewis	
J. R. Dorman	Shelby Martin	

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Those who voted in the negative were—

Lewis Allen	J. H. Baughman	Fred H. Coots
Wm. J. Arvin	T. H. Benton	J. D. Cox
W. O. Bach	J. R. Buckman	Mormon B. Daniel
A. J. Baldridge	Lee Clark	James M. Durham

D. E. Edwards	J. L. Manning	W. H. Pryor
J. O. Evans	Joe Martin	H. A. Pulliam
Whitsett Hall	Chas. N. McCarty	E. J. Snyder
J. F. Harrison	W. J. McGill	Frank L. Strange
Goebel B. Henson	A. M. Mercer	J. G. Swearengin
H. B. Holland	B. T. Morris	Mac Swinford
Ira L. Horne	F. T. Nichols	J. L. Valandingham
J. C. Hutcherson	Caleb Page	Chiles Van Antwerp
Grover C. Johnson	Smith Park	C. D. Vincent
W. O. Keller	J. J. Patterson	
J. R. Kelly	Jas. J. Peters	

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Mr. Milliken offered the following amendment to the title of said bill, viz.:

Amend the title to H. B. 605 by striking from said title the following: "and the naming of seven commissioners in connection therewith."

Said amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Jones moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill, entitled:

H. B. 604. An Act to provide for the execution and sale of Four Million Dollars ($4,000,000) of bonds of the Commonwealth for the purpose of paying outstanding warrants of the Commonwealth and the interest accrued thereon.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Bonds of the Commonwealth of Kentucky shall be issued to the total amount of four million dollars ($4,000,000.00. Said bonds shall be of the denomination of one hundred dollars ($100.00), or such multiples thereof as the Commissioners of the Sinking Fund of Kentucky may determine; shal be engraved, lithographed or printed, as said commissioners shall determine; shall be signed at the time of their respective issues by the Governor then in office, and at the same time attested by the Secretary of State then in office, with the seal of the Commonwealth affixed. All of said bonds shall bear interest at such rate, not exceeding four per cent (4%), as said commissioners shall determine at the time of such issue. The interest on said bonds shall be payable semi-annually January first and July first, and there shall be attached to said bonds coupons for such semi-annual interest bearing the facsimile signature of the present or any future Treasurer of the Commonwealth, the last coupon on each bond being due at the date of maturity of the bond to which it is attached. Said bonds and coupons shall be payable in gold coin of the present standard of weight and fineness, at such place or places as said Commissioners of the Sinking Fund may determine. Said bonds may, at the request of the owners, be registered both as to principal and interest, with the Auditor of Public Accounts, without payment of any fee for such registration. All said bonds shall be exempt from State, county and municipal taxation. Save as provided in this act, the form of said bonds and the method of registry shall be determined by the Commissioners of the Sinking Fund. The cost of engraving, lithographing or printing said bonds shall be certified by the Commissioners of the Sinking Fund to the Auditor of Public Accounts for payment and shall be paid out of the general revenue of the state.

§ 2. Said bonds shall bear serial numbers beginning with number one and shall become due in installments as follows: Seventy-one thousand dollars of said bonds shall become due on July 1, 1928. Seventy-four thousand dollars of said bonds shall become due on July 1, 1929. Seventy-seven thousand two hundred dollars of said bonds shall become due on July 1, 1930. Eighty thousand dollars of said bonds shall become due on July 1, 1931. Eighty-three thousand two hundred dollars of said bonds shall become due on July 1, 1932. Eighty-six thousand eight hundred dollars of said bonds shall become due on July 1, 1933. Ninety thousand four hundred dollars of said bonds shall become due on July 1, 1934. Ninety-three thousand six hundred dollars of said bonds shall become due on July 1, 1935. Ninety-seven six hundred dollars of said bonds shall become due on July 1, 1936. One hundred one thousand six hundred dollars of said bonds shall become due on July 1, 1937. One hundred five thousand six hundred dollars of said bonds shall become due on July 1, 1938. One hundred nine thousand six hundred dollars of said bonds shall become due on July 1, 1939. One hundred fourteen thousand four hundred dollars of said bonds shall become due on July 1, 1940. One hundred eighteen thousand four hundred dollars of said bonds shall become due on July 1, 1941. One hundred twenty-three thousand six hundred dollars of said bonds shall become due on July 1, 1942. One hundred twenty-eight thousand four hundred dollars of said bonds shall become due on July 1, 1943. One hundred thirty-three thousand six hundred dollars of said bonds shall become due on July 1, 1944. One hundred thirty-nine thousand two hundred dollars of said bonds shall become due on July 1, 1945. One hundred forty-four thousand four hundred dollars of said bonds shall become due on July 1, 1946. One hundred fifty thousand four hundred dollars of said bonds shall become due on July 1, 1947. One hundred fifty-six thousand four hundred dollars of said bonds shall become due on July 1, 1948. One hundred sixty-two thousand four hundred dollars of said bonds shall become due on

July 1, 1949. One hundred sixty-eight thousand eight hundred dollars of said bonds shall become due on July 1, 1950. One hundred seventy-six thousand dollars of said bonds shall become due on July 1, 1951. One hundred eighty-two thousand eight hundred dollars of said bonds shall become due on July 1, 1952. One hundred ninety thousand dollars of said bonds shall become due on July 1, 1953. One hundred ninety-seven thousand six hundred dollars of said bonds shall become due on July 1, 1954. Two hundred five thousand six hundred dollars of said bonds shall become due on July 1, 1955. Two hundred fourteen thousand dollars of said bonds shall become due on July 1, 1956. Two hundred twenty-three thousand two hundred dollars of said bonds shall become due on July 1, 1957.

§ 3. The serial numbers which the bonds shall bear, as provided by section 2 of this act, need not be consecutive, and such numbers may be allocated to the bonds of different maturities as the Commissioners of the Sinking Fund may direct; the bonds issued in each year, as provided by section 5 of this act, shall embrace all of the unissued bonds maturing in the following year, and a proportionate amount, as nearly as the Commissioners of the Sinking Fund may deem practical, of each of the bonds of the subsequent maturities.

§ 4. The bonds herein provided for shall be the direct obligation of the Commonwealth of Kentucky, and the full faith and credit of the Commonwealth of Kentucky is hereby pledged for the payment of said bonds and the interest thereon. In order to provide the particular means for the payment of the principal of all of said bonds at their maturities and the interest thereon annually as same shall accrue, there shall be levied and collected in each of the fiscal years beginning January 1, 1927, until all of said bonds and the interest thereon shall be paid, a tax of one cent upon each one hundred dollars ($100.00) of value of all property of every kind and description (including corporate franchises), subject to assessment for state purposes under the laws of this Commonwealth. The proceeds of the tax hereby levied are hereby ap-

propriated to pay the principal and interest of said bonds, to be set aside as received and held inviolably for that purpose, except that the balance remaining at the end of any fiscal year shall be credited to the general fund as hereinafter directed. All proceeds of said tax shall be passed by the Treasurer of the Commonwealth to the credit of the Warrant Redemption Fund, and shall be paid out by him to the Commissioners of the Sinking Fund upon warrants of the Auditor of Public Accounts, which warrants said Auditor is hereby directed to issue to said commissioners when and as they shall make written demand therefor, and for such amounts as they shall specify in such demand. If any balance shall remain to the credit of said Warrant Redemption Fund at the end of any fiscal year, the same is hereby appropriated to the general fund for the ordinary expenses of the government, and shall be disbursed by the Treasurer in the same manner as other revenues are disbursed for such ordinary expenses.

When the said bonds and coupons are paid, they shall be cancelled and preserved by the Commissioners of the Sinking Fund.

§ 5. During the year nineteen hundred and twenty-seven the Commissioners of the Sinking Fund shall sell, in the manner hereinafter provided, the four million dollars ($4,000,000.00) of bonds herein authorized. Before any of the said bonds shall be sold, said commissioners shall advertise once in each of the four weeks preceding the day of sale in three newspapers of general circulation in Kentucky, and in some recognized financial journal published in the City of New York, for bids therefor, and all bids shall be in writing and shall be sealed, and on the date fixed therefor, shall be publicly opened by the Commissioners of the Sinking Fund at a place designated in the advertisement for bids. None of said bonds shall be sold at less than par and accrued interest and the advertisement for bids shall so state. Said bonds shall be sold to the highest and best bidder, and said commissioners shall have the right to reject any and all bids. On the sale of

said bonds, all matured coupons shall be detached and destroyed by the Sinking Fund Commissioners and a record made of such destruction. The costs incurred by the Commissioners of the Sinking Fund in advertising for bids and in making the sales of the said bonds, shall be certified by the Commissioners to the Auditor of Public Accounts for payment, and shall be paid out of the general revenue of the state.

§ 6. The Commissioners of the Sinking Fund shall be entitled to receive the proceeds of the bonds herein authorized in one installment, to be paid before January first, nineteen hundred and twenty-eight, the same to be immediately used by said Commissioners to pay the outstanding warrants of the Commonwealth and the interest thereon, to the relief of the other funds of the Commonwealth.

§ 7. The Commissioners of the Sinking Fund may invest any amounts received by them, until disbursed as herein directed, in interest-bearing obligations of the United States or in the purchase of the bonds authorized by this act, or they may deposit said amounts in any state or national bank or trust company of Kentucky, but not more in any one bank or trust company than the amount of its unimpaired paid in capital and surplus. No other form of investment may be made of said funds.

§ 8. This act shall be submitted to the people at the general election to be held in November, 1926. It shall be the duty of the Secretary of State to cause to be published four times, in two newspapers of general circulation published in this state, a notice that this act will be submitted to the people for their approval or rejection at the general election aforesaid, and in each such publication he shall set forth this act in full. Each such publication shall bear the title "Notice of Election," and shall be so made that the last publications shall be at least ninety (90) days preceding the day of the election aforesaid. This act shall be submitted to the voters in the same manner provided by section one thousand four hundred and fifty-nine of the Kentucky Statutes, edition of John D.

Carroll of one thousand nine hundred and fifteen, and the following is the form of the question to be placed upon the ballots: ARE YOU IN FAVOR OF THE ACT OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF KENTUCKY, ENTITLED: "An Act to provide for the execution and sale of four million dollars ($4,000,000.00) of bonds of the Commonwealth for the purpose of paying outstanding warrants of the Commonwealth and the interest accrued thereon?" It shall be the duty of the Secretary of State, not less than forty days before the November election, one thousand nine hundred and twenty-six, to certify to the county clerk of each county the question herein directed to be submitted, and it shall be the duty of the county court clerks to have the said question, as certified by the Secretary of State, indicated on the ballot as herein provided. The votes cast for and against this act shall be counted, canvassed and certified to the State Board of Election Commissioners in the same manner as the vote cast for any officer elective by the voters of the whole state. In all particulars, the election shall be conducted in the same manner as other general elections are conducted. If it shall be found that a majority of the votes cast on the question are in favor of this act, then all the provisions of this act, other than those contained in this section, shall become operative on and including the first day of January, one thousand nine hundred and twenty-seven. The result of the election, as soon as certified, shall be proclaimed by the Secretary of State by publication in two daily newspapers of general circulation in this Commonwealth. The expenses incurred by the Secretary of State in the publications herein provided for shall be by him certified to the Auditor and paid out of the general expenditure fund.

§ 9. The word "year," as used in this act, means calendar year unless otherwise expressly stated.

§ 10. Inasmuch as it is important that the utmost time be allowed for the consideration of a measure of the public importance of this act, an emergency is declared to exist with

respect to the section hereof which provides for the submission of this act to the voters of the state for their approval or rejection, and such section shall become effective immediately upon the passage of this act by the General Assembly and its approval by the Governor. The remainder of this act, if approved by the people, shall become effective on and including the first day of January, one thousand nine hundred and twenty-seven.

Mr. Pulliam offered the following amendment to said bill, viz.:

Amend H. B. 604 by striking out the words on page 4, section 4, beginning with the word "there" in line 6 and ending with the word "Commonwealth" in line 12, and substituting therefor the following:

"Every person, firm, corporation or association producing or removing or mining coal in this Commonwealth shall, in addition to ad valorem taxes levied for regular purposes, pay to the state a license tax equal to ¼ of one per cent of the market value of all the coal so produced and mined, beginning Jan. 1, 1927. Such license tax shall be reported and paid into the treasury of the Commonwealth of Kentucky on or before the last day of the month succeeding the month when the coal is mined or removed from the ground. Every person, firm or corporation mining or removing coal from the earth in this commonwealth shall make a report to the State Tax Commission monthly on such form as may be prescribed or provided by it, showing the units of minerel produced for the preceding month, the market price per unit, and such other information as may be required by the State Tax Commission to determine accurately and correctly the amount of coal mined and the market value thereof."

Said amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Pulliam and Smith, were as follows, viz.:

Those who voted in the affirmative were:

Lewis Allen	R. E. Glenn	J. J. Patterson
Wm. J. Arvin	J. F. Harrison	Jas. J. Peters
J. H. Baughman	Goebel B. Henson	H. A. Pulliam
Fred H. Coots	H. B. Holland	E. J. Snyder
C. L. Daly	Ira L. Horne	Frank L. Strange
Mormon B. Daniel	J. C. Hutcherson	Mac Swinford
E. J. Doss	W. W. Johnson	J. L. Valandingham
D. E. Edwards	A. M. Mercer	Chiles Van Antwerp
J. O. Evans	Chas. N. McCarty	

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Those who voted in the negative were—

W. B. Ardery	D. W. Fowler	J. S. Milliken
A. J. Baldridge	Otto C. Gartin	T. R. Moore
W. B. Belknap	F. A. Gnau	B. T. Morris
T. H. Benton	Whitsett Hall	L. P. Murphy
Shaler Berry	Lawrence Harmon	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	J. M. Hayse	Smith Park
D. F. Brown	H. M. Holbrook	Geo. W. Potter
Geo. A. Brown	S. K. Holland	W. H. Pryor
F. W. Bryant	D. C. Jones	R. R. Rogers
J. R. Buckman	Mrs. H. G. Jorris	Philip J. Ryan
W. G. Buckner	W. O. Keller	C. W. Ryans
S. J. Bunger	J. R. Kelly	Chas. L. Seale
W. A. Carson	Thos. H. King	M. G. Slusher
Lee Clark	W. W. Leslie	W. R. Smith
J. D. Cox	Leon P. Lewis	J. G. Swearengin
J. S. Cruse	J. L. Manning	C. D. Vincent
W. J. Curtis	Joe Martin	W. S. Wallen
J. L. Cushing	Shelby Martin	T. B. Watts
J. R. Dorman	H. J. Meyers	
James M. Durham	H. H. Miller	

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Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only and was rejected, it having failed to receive a majority of all the members elected to the House.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	D. W. Fowler	Shelby Martin
W. B. Belknap	Otto C. Gartin	H. J. Meyers
Shaler Berry	R. E. Glenn	H. H. Miller
C. H. Berryman	F. A. Gnau	J. S. Milliken
W. P. Bowman	Lawrence Harmon	L. P. Murphy
D. F. Brown	C. W. Hawkins	J. L. McDavid
W. G. Buckner	J. M. Hayse	Smith Park
S. J. Bunger	H. M. Holbrook	Clint Raymer
W. A. Carson	S. K. Holland	R. R. Rogers
Lonnie Cooper	E. M. Johnson	Philip J. Ryan
J. S. Cruse	D. C. Jones	C. W. Ryans
W. J. Curtis	Mrs. H. G. Jorris	Chas. L. Seale
J. L. Cushing	Thos. H. King	M. G. Slusher
C. L. Daly	Oscar Leibson	W. R. Smith
J. R. Dorman	Leon P. Lewis	W. S. Wallen
E. J. Doss	Joe Martin	T. B. Watts

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Those who voted in the negative were—

Lewis Allen	J. R. Buckman	Whitsett Hall
Wm. J. Arvin	Lee Clark	J. F. Harrison
W. O. Bach	Fred H. Coots	Goebel B. Henson
A. J. Baldridge	J. D. Cox	H. B. Holland
J. H. Baughman	Mormon B. Daniel	Ira L. Horne
T. H. Benton	James M. Durham	J. C. Hutcherson
Geo. A. Brown	D. E. Edwards	Grover C. Johnson
F. W. Bryant	J. O. Evans	W. W. Johnson

W. O. Keller	F. T. Nichols	Frank L. Strange
J. R. Kelly	Caleb Page	J. G. Swearengin
J. L. Manning	J. J. Patterson	Mac Swinford
A. M. Mercer	Jas. J. Peters	J. L. Valandingham
T. R. Moore	Geo. W. Potter	Chiles Van Antwerp
B. T. Morris	W. H. Pryor	C. D. Vincent
Chas. N. McCarty	H. A. Pulliam	
W. J. McGill	E. J. Snyder	

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Mr. Hutcherson moved that the vote by which said bill was rejected, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the following bills were introduced, ordered printed and referred, as follows, viz.:

By Mr. Leon P. Lewis.

H. B. 627. An Act to adopt as the law of the Commonwealth of Kentucky the edition of the Kentucky Statutes, prepared by Hon. John D. Carroll and issued in the year one thousand nine hundred and twenty-two and the supplement thereto compiled and edited by the Baldwin Law Book Company and issued in the year one thousand nine hundred and twenty-four.

By Mr. Glenn:

H. B. 628. An Act relating to roads and highways.

To Committee on Rules.

Mr. Jones of the committee heretofore appointed by the Speaker to draft suitable resolutions on the death of the Hon. L. D. Bax, offered the following resolution, viz.:

Whereas, God in His infinite and just wisdom has seen cause to call from among this body to eternal rest and happiness after a life well lived, and a work well done, our beloved and honored member from the fifty-third Jefferson District, L. D. Bax, and,

Whereas, Our beloved and honored fellow-member thus called to his reward, has at all times been regarded and respected as one of our foremost members, dilligent in his efforts to work to the ends of constructive and honorable Legislation, and untiring in his work for justice, and

Whereas, Because of the aforesaid virtues this House of Representatives feels an irreparable loss and bows in meek sorrow before the will of The Deity, therefore,

Be it Resolved, That this House of Representatives do be recorded as feeling most deeply the loss of our distinguished and honored fellow-member, and that a deep sorrow has taken his place, and

Be it Further Resolved, That our sincere sympathy is with the family of our late honored and beloved member in their hour of sorrow, and as expression of such sympathy a suitable floral tribute be sent to the home of said member, accompanied by a card so expressing ourselves and that a copy of these resolutions be spread upon the records of this House of Representatives, a copy given the press, and another copy dispatched to the family of our late member who has been called to his eternal reward.

Said resolution was adopted.

Mr. Jones moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, MARCH 11, 1926.

The House was opened with prayer by the Reverend J. C. Pelgrim of the Northern Presbyterian Church of Frankfort.

The roll was called and the following members answered to their names, viz.:

Lewis Allen	Mormon B. Daniel	A. M. Mercer
W. B. Ardery	J. R. Dorman	H. J. Meyers
Wm. J. Arvin	E. J. Doss	H. H. Miller
W. O. Bach	James M. Durham	J. S. Milliken
A. J. Baldridge	D. E. Edwards	T. R. Moore
J. H. Baughman	J. O. Evans	L. P. Murphy
W. B. Belknap	Otto C. Gartin	Chas. N. McCarty
T. H. Benton	R. E. Glenn	J. L. McDavid
Shaler Berry	Whitsett Hall	W. J. McGill
C. H. Berryman	Lawrence Harmon	Caleb Page
W. P. Bowman	J. F. Harrison	Smith Park
D. F. Brown	C. W. Hawkins	J. J. Patterson
Geo. A. Brown	H. B. Holland	Jas. J. Peters
F. W. Bryant	S. K. Holland	Geo. W. Potter
J. R. Buckman	Ira L. Horne	W. H. Pryor
W. G. Buckner	J. C. Hutcherson	H. A. Pulliam
S. J. Bunger	E. M. Johnson	R. R. Rogers
W. A. Carson	Grover C. Johnson	W. R. Smith
C. B. Carver	W. W. Johnson	E. J. Snyder
Lee Clark	D. C. Jones	Frank L. Strange
Lonnie Cooper	W. O. Keller	J. G. Swearengin
Fred H. Coots	J. R. Kelly	Mac Swinford
J. D. Cox	Thos. H. King	J. L. Valandingham
J. S. Cruse	W. W. Leslie	Chiles Van Antwerp
W. J. Curtis	J. L. Manning	C. D. Vincent
J. L. Cushing	Joe Martin	W. S. Wallen
C. L. Daly	Shelby Martin	

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills and resolutions, which originated in that body of the following titles, viz.:

S. B. 396. An Act to amend section 2000, Carroll's Statutes of Kentucky pertaining to Senatorial Districts.

S. Res. 30. Resolution authorizing W. P. Burke to sue the Commonwealth of Kentucky.

S. B. 177. An Act creating a board of trustees for West Kentucky Industrial College and appropriating money for its support, repealing chapter 18 of the Acts of the General Assembly of 1918 and chapter 100 of the Acts of the General Assembly of 1922, and sections 489, 490 and 491 of S. B. 28 in the present session of the General Assembly.

S. Res. 31. Joint Resolution for the benefit of J. E. Coleman of Paducah, Kentucky.

S. B. 281. An Act for the furtherance of forest fire protection, defining the duties and giving certain authorities to forest wardens; providing a penalty for failure to obey summons; and providing reasonable compensation for services and use of equipment.

S. B. 190. An Act to authorize the Governor to appoint a Commissioner of Pardons.

S. B. 151. An Act relating to elections.

S. B. 144. An Act to amend and re-enact section 498a, Kentucky Statutes, relating to assignment and release of liens.

Ordered that said bills be printed and referred

To Committee on Rules.

And that they had passed bills which originated in this body of the following titles, viz.:

H. B. 91. An Act to amend and re-enact sec. 4821 of Carroll's Kentucky Statutes, 1922 Edition, relating to weights and measures.

H. B. 292. An Act relating to the recording of deeds and mortgages securing indebtedness and requiring that every such instrument shall disclose the maturity of the principal of such indebtedness, and imposing penalties.

With the following Senate Amendment thereto, by way of substitute therefor, to the bill last above mentioned, viz.:

An Act relating to the recording of deeds and mortgages securing indebtedness and providing for the disclosure of the maturity of the principal of such indebtedness and imposing penalties.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Sec. 1. Hereafter no clerk of any county court in this Commonwealth shall record a deed or deed of trust or mortgage by which the payment of any indebtedness is secured unless the deed or deed of trust or mortgage shall state the date and the maturity of the obligations thereby secured which have been already issued or which are to be issued forthwith.

Sec. 2. If a deed of trust or mortgage is made to a trustee or to a mortgagee to secure the payment of bonds or other obligations to be issued thereafter it shall be the duty of the grantor in said deed of trust or of the mortgagor in said mortgage when or before such additional bonds or other obli-

gations are issued to cause to be recorded in the office of the clerk of the county court of the county in which such deed of trust or mortgage was first recorded, a statement by the grantor or the mortgagor acknowledged as deeds are required by law to be acknowledged, setting forth the amount, the date, the maturity and the description of such additional obligations and until such statement is so lodged for record no such bonds or other obligations shall be issued by the grantor or the mortgagor or certified by the trustee.

Sec. 3. Any individual, society, firm, association or corporation who shall cause to be recorded in any county court clerk's office of this Commonwealth a deed or deed of trust or mortgage in violation of section 1, of this Act or shall fail to file the statement required by section 2 of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding $1,000.00 and any clerk of any county court of this Commonwealth who shall record a deed or mortgage in violation of sec. 1 of this Act shall be deemed guilty of a misdemeanor and shall on conviction be fined in any sum not exceeding $100.

Sec. 4. All laws and parts of laws in conflict herewith are hereby repealed.

Said amendment thereto by way of substitute therefor as offered by the Senate was then concurred in.

Said bill, as amended, was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. B. Belknap	W. P. Bowman
W. B. Ardery	T. H. Benton	D. F. Brown
W. O. Bach	Shaler Berry	F. W. Bryant
J. H. Baughman	C. H. Berryman	J. R. Buckman

W. G. Buckner	D. E. Edwards	T. R. Moore
S. J. Bunger	Otto C. Gartin	L. P. Murphy
W. A. Carson	Lawrence Harmon	J. L. McDavid
C. B. Carver	C. W. Hawkins	Caleb Page
Lee Clark	S. K. Holland	Smith Park
Fred H. Coots	E. M. Johnson	Jas. J. Peters
J. D. Cox	W. W. Johnson	Geo. W. Potter
J. S. Cruse	W. O. Keller	H. A. Pulliam
W. J. Curtis	W. W. Leslie	R. R. Rogers
J. L. Cushing	J. L. Manning	Chiles Van Antwerp
J. R. Dorman	Joe Martin	W. S. Wallen
E. J. Doss	Shelby Martin	
James M. Durham	J. S. Milliken	

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Those who voted in the negative were—

Wm. J. Arvin	Ira L. Horne	W. H. Pryor
Lonnie Cooper	J. C. Hutcherson	Clint Raymer
C. L. Daly	Grover C. Johnson	W. R. Smith
Mormon B. Daniel	D. C. Jones	E. J. Snyder
R. E. Glenn	J. R. Kelly	Frank L. Strange
Whitsett Hall	Thos. H. King	J. G. Swearengin
J. F. Harrison	H. H. Miller	J. L. Valandingham
Goebel B. Henson	Chas. N. McCarty	C. D. Vincent
H. B. Holland	W. J. McGill	

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Mr. S. K. Holland moved that the vote by which said bill was passed, as amended, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered that said last two named bills be delivered to the Enrolling Clerk of this House.

Mr. S. K. Holland of the Committee on Rules, to which the same had been referred, reported bills of the following titles, viz.:

H. B. 620. An Act to authorize the State Board of Charities and Corrections to lease or purchase farm lands or farms for the employment of convict labor or the labor of inmates of the several charitable and penal institutions, and providing for the improvement of lands purchased.

H. B. 621. An Act to establish a new state primary road project to be known as project — beginning at Maysville, Mason county, and extending to Augusta the county seat of Bracken county, by way of Fern Leaf, Minerva, and Dover.

H. B. 622. An Act to establish a new State primary road project to be known as project — beginning at Maysville, Mason county and extending to Augusta, Bracken county.

H. B. 623. An Act relating to roads and highways.

S. B. 258. An Act to fix the time for prisoners to file application for parole.

H. B. 575. An Act to amend and re-enact sec. 4, 5 and 6 and 12 of chap. 74, Acts of 1918, being sections 1905a-49, 1905a-51, 1905a-57, 1905a-58 1905a-59, Carroll's Kentucky Statutes, 1918 Edition, entitled "An Act to regulate the weighing and sampling of milk and cream and to provide for the examination of the glassware used for testing milk and cream, etc."

H. B. 540. An Act to amend, revise and re-enact sec. 1210 of the Kentucky Statutes, relating to Sodomy and Buggery.

H. B. 537. An Act to repeal and re-enact sec 1166 Kentucky Statutes 1915 Carroll's Edition, prescribing penalties for malicious shooting, stabbing or poisoning, with intent to

kill, and fixing such penalties at five to fifteen years imprisonment.

H. B. 548. An Act to amend and extend the provisions of, and re-enact as so extended, section 298 of the Civil Code of Practice, relating to receivers.

H. B. 507. An Act creating the town of Lynch in Harlan county a municipal corporation and assigning it to the classification of fourth class cities.

H. B. 584. An Act to amend and re-enact sec. 3385, Kentucky Statutes, 1922 Edition, relating to appeals from the action of the board of tax supervisors in cities of the third class.

H. B. 602. An Act to amend and re-enact chapter 124 of the Acts of 1922, entitled "An Act to amend sec. 4646 of the Kentucky Statutes, same being part of an Act of 1893 entitled 'To regulate stock running at large.' "

H. B. 601. An Act to amend and re-enact subsec. b of section 1 of chapter 90 of the acts of the General Assembly of 1920 entitled "An Act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

H. B. 600. An Act relating to the exemption of property from taxation; providing for the repeal, amendment and re-

enactment of sec. 4026, Kentucky Statutes, Carroll's 1915 Edition, and repealing all laws in conflict therewith.

H. B. 593. An Act to amend sec. 84 of the Code of Criminal Practice and in relation to peace officers who may take bail.

S. B. 396. An Act to amend section 2000, Carroll's Statutes of Kentucky pertaining to Senatorial Districts.

S. Res. 30. Resolution authorizing W. P. Burke to sue the Commonwealth of Kentucky.

S. B. 177. An Act creating a board of trustees for West Kentucky Industrial College and appropriating money for its support, repealing chapter 18 of the Acts of the General Assembly of 1918 and chapter 100 of the Acts of the General Assembly of 1922, and sections 489, 490 and 491 of S. B. 28 in the present session of the General Assembly.

S. Res. 31. Joint Resolution for the benefit of J. E. Coleman of Paducah, Kentucky.

S. B. 281. An Act for the furtherance of forest fire protection, defining the duties and giving certain authorities to forest wardens; providing a penalty for failure to obey summons; and providing reasonable compensation for services and use of equipment.

S. B. 190. An Act to authorize the Governor to appoint a Commissioner of Pardons.

S. B. 151. An Act relating to elections.

S. B. 144. An Act to amend and re-enact sec. 498A, Kentucky Statutes, relating to assignment and release of liens.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles, viz.:

H. B. 464. An Act to amend and re-enact subsec. 1 of sec. 950 of Kentucky Statutes, relating to the jurisdiction of the Court of Appeals in Civil Cases.

H. B. 513. An Act to encourage the development of reserved mineral rights in this Commonwealth.

H. B. 516. An Act to limit the changing of school text books and lower the prices of text books.

H. B. 70. An Act to repeal and re-enact sec. 30 and sec. 31 of chapter 13 of the Acts of the General Assembly of 1920, relating to textbook commissions for cities, also subsections 3, 4, 5, 6, 9, 10, 11, 15, 16 and 18, of sec. 4421a of the Kentucky Statutes, Carroll's Edition 1918, relating to the selection of textbooks for the common schools, etc.

H. B. 609. An Act relating to roads and highways.

H. B. 612. An Act to repeal chapter 33 of the Acts of the General Assembly of 1916, as amended, by chapter 176 of the Acts of the General Assembly of 1918, chapter 37 of the Acts of the General Assembly of 1920, chapter 50 of the Acts of the General Assembly of 1922 and chapter 70 of the Acts of the General Assembly of 1924, being an act providing for an elec-

tive system of workmen's compensation for industrial accidents.

H. B. 613. An Act in relation to the appointment of health officer in cities of the second class.

H. B. 615. An Act to regulate the practice of medicine.

H. B. 616. An Act to establish a new state primary road project to be known as project — beginning at Maysville, Mason county, and extending to Flemingsburg in Fleming county.

H. B. 617. An Act amending and re-enacting sec. 4399a-5, Carroll's Kentucky Statutes, 1915 Edition.

H. B. 618. An Act relating to motor vehicles; providing for the registration and licensing of motor vehicles; and amending and re-enacting subsec. (b) of sec. 18 of chapter 90 of the Acts of the General Assembly of 1920, approved March 23, 1920, and repealing existing statutes.

H. B. 619. An Act to provide for a progressixe tax on transfers of direct and collateral inheritances; and to amend subsec. 2 of sec. 2 and sec. 8 of chapter 111 of the Acts of the General Assembly of 1924, and repealing existing statutes.

S. B. 379. An Act providing for the better government, administration, disposition and discipline of the police and fire departments of cities of the third class, and to create and perpetuate a pension fund for disabled police and firemen in such cities, their widows and children and dependent fathers and mothers, and to create and perpetuate a board of trustees for the management and conduct thereof, and to pension members thereof after service of a term of years, and to provide revenue for the payment of same.

S. B. 262. An Act to repeal and re-enact an Act entitled "An Act to create a Commission to be known as the Kentucky Child Welfare Commission and to prescribe its duties and functions," which Act became a law on March 24, 1922, being chapter 107 of the Acts of 1922 and to repeal and re-enact chapter 15 of the Acts of 1924 being an Act to provide for the treatment and care of Crippled Children and to create a Commission to carry out the provisions thereof known as the Kentucky Crippled Children's Commission, etc.

S. B. 291. An Act relating to roads and highways.

S. B. 275. An Act establishing and making the road leading from Walton through Verona to Glencoe, a part of the Primary System of State Highways of the Commonwealth of Kentucky.

S. B. 269. An Act adding additional road project to the present State Primary System of Roads.

S. B. 268. An Act to establish as a part of the primary system a road from Beattyville, Lee county via Idaway and Delvinta to McKee, Jackson county.

S. B. 71. An Act establishing as a part of the primary system of State Highways a road from Boonesville, Owsley county, via Tyner, Jackson county, to East Bernstadt, Laurel county, and designating said road as Project 30-A.

S. B. 328. An Act to establish a new road project, beginning at the intersection of the left and right forks, of Straight Creek, in Bell county, Kentucky and thence up the right fork of said creek by way of Kettle Island, to a point in the Hyden Beverly Road (State Project 110) approximately 12 miles, to be known as State Primary Road Project —.

S. B. 306. An Act relating to roads and highways.

S. B. 295. An Act establishing as a part of the primary system of State Highways a road from Mayfield, Graves county, via Farmington to the Jeff Davis Highway at Egner's Ferry on the Tennessee river.

S. B. 293. An Act to amend sec. 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and highways and establishing project 1-a as a part of the primary system of State Highways.

S. B. 353. An Act to add an additional road project to the Primary System of State Highways as adopted in 1920 and amended in 1922 and 1924.

S. B. 345. An Act creating new State Primary Road Project — leading from Rockhold, 12 miles to a point in Project 11, on Poplar Creek, in Whitley county, Kentucky.

S. B. 343. An Act relating to roads and bridges and establishing as a part of the primary system of State Highways a road leading from New Castle, via Point Pleasant to Bethlehem, designating the same as project —.

S. B. 329. An Act to establish a new State Primary Road Project, beginning at London, county seat of Laurel county, and extending by way of Maplesville and McWhorter to Burning Springs on State Project 30, and to be known as State Primary Road Project —, beginning at Vanceburg in Lewis county and extending southwardly by way of Mouth of Laurel, Laurel Creek and Harris to intersect the Midland Trail at the most feasible point between Olive Hill and Morehead.

S. B. 413. An Act to establish new State Primary Road Project to be known as Project — beginning at an intersection

with State Project 20 near Plumville in Mason county thence northeastwardly to intersect the Inglis Highway at Concord in Lewis county.

S. W. 376. An Act to establish as part of the primary system of State Highways a road from Irvine, via Vienna and Ruckerville to Winchester.

S. B. 375. An Act to amend chapter 260 of Acts of General Assembly of the Commonwealth of Kentucky of 1924 session, which relates to roads and highways.

S. B. 278. An Act to amend section 648A, subsection 3, Kentucky Statutes.

S. B. 403. An Act creating a clinic for indigent school children in counties containing cities of the first and second class.

S. B. 442. An Act relating to motor vehicles; providing for the registration and licensing of motor vehicles; and amending and re-enacting subsec. (b) of sec. 18 of chapter 90 of the Acts of the General Assembly of 1920, approved March 23, 1920, and repealing existing statutes.

S. B. 251. An Act relating to the fiscal administration of the common schools in each of the counties of the Commonwealth by the county board of education; providing for a uniform budget system for the administration of the fiscal affairs of the common schools in each of the counties of the Commonwealth, prescribing the duties of the county superintendent, etc.

S. B. 344. An Act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920, by adding thereto as project — a road extending from

the city of Eminence in Henry county to and intersecting with a point on project 19 known as Price's Corner in Henry county.

S. B. 400. An Act to establish as a part of the primary system of State highways a road beginning at a point on project 19 known as Sid Morgan's farm in Henry county to Ballardsville in Oldham county, via Smithfield, and thence to Crestwood in Oldham county, and designating the same as project —.

S. B. 414. An Act to establish a new State Primary Road Project to be known as Project —.

S. B. 393. An Act permitting all ex-Union soldiers and sailors, all ex-service men of the Spanish-American war, and all ex-service men of the World War the right to vend, hawk and peddle goods, wares, merchandise, etc.

S. B. 336. An Act providing for the quarantining of diseased and infested trees, plants and parts of plants, for the inspection of trees, plants and parts of plants, for the registration of tree dealers and agents, for the inspection and certification of nurseries, for the appropriation of $5,000 for the carrying out of the provisions of this act, and for the repeal of all acts and parts of acts in conflict with this act.

S. Res. 19. Resolution providing for the participation of the Commonwealth of Kentucky in the celebration commemorating the Centennial of the Congress of Panama.

H. B. 452. An Act to provide for advertising the resources and possibilities of the Commonwealth of Kentucky through the establishment of a Board to be known as the Kentucky Publicity Board.

Ordered that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles only.

Ordered that said bills be placed in the Orders of the Day.

Mr. S. K. Holland moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. S. K. Holland moved that when the hour of twelve o'clock Meridian, arrives today that the House do then recess until one o'clock P. M.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 29. An Act to amend subsection a of Section 16, of Chapter 69 of the Acts of the General Assembly of 1918, relating to the appointment of a Deputy State Veterinarian, prescribing his qualifications, defining his duties and providing for his salary to be fixed by the State Live Stock Sanitary Board.

Said bill is as follows, viz.:

An Act to amend Subsection A, of Section 16 of Chapter 69 of the Acts of the General Assembly of 1918, relating to the appointment of a Deputy State Veterinarian, prescribing his

qualifications, defining his duties and providing for his salary to be fixed by the State Live Stock Sanitary Board.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Subsection A of Section 16, Chapter 69, of the Acts of the General Assembly of 1918, be amended by striking out the words "not exceeding two thousand dollars" in lines eleven and twelve and by adding in lieu thereof the words "which shall be fixed by the Board but shall not exceed twenty-five hundred dollars per annum" so that said subsection when so amended shall read as follows:

Subsection A: Upon the recommendation of the State Veterinarian, the Board may within its discretion select and appoint a Deputy State Veterinarian who shall be a resident of this State, a licensed graduate veterinarian and shall have practiced his profession continuously within this State for a period of three years prior to his election and shall hold office for a term of four years and until his successor shall have been elected and qualified. Said Deputy State Veterinarian shall receive an annual salary which shall be fixed by the Board, but shall not exceed twenty-five hundred dollars per annum, and the traveling and other expenses incurred while engaged in the discharge of his official duties, and shall be subject to removal from office by the Board at any time for cause.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. L. Cushing	Thos. H. King
W. B. Ardery	C. L. Daly	W. W. Leslie
W. B. Belknap	J. R. Dorman	J. L. Manning
Shaler Berry	E. J. Doss	Joe Martin
C. H. Berryman	D. E. Edwards	Shelby Martin
W. P. Bowman	J. O. Evans	J. S. Milliken
D. F. Brown	Otto C. Gartin	T. R. Moore
F. W. Bryant	R. E. Glenn	J. L. McDavid
J. R. Buckman	Whitsett Hall	W. J. McGill
W. G. Buckner	Lawrence Harmon	F. T. Nichols
S. J. Bunger	C. W. Hawkins	Smith Park
W. A. Carson	S. K. Holland	J. J. Patterson
C. B. Carver	Ira L. Horne	Jas. J. Peters
Lonnie Cooper	E. M. Johnson	H. A. Pulliam
Fred H. Coots	W. W. Johnson	M. G. Slusher
J. D. Cox	D. C. Jones	J. L. Valandingham
J. S. Cruse	W. O. Keller	Chiles Van Antwerp
W. J. Curtis	J. R. Kelly	C. D. Vincent

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Those who voted in the negative were—

Wm. J. Arvin	H. B. Holland	Geo. W. Potter
J. H. Baughman	J. C. Hutcherson	W. H. Pryor
T. H. Benton	Grover C. Johnson	Clint Raymer
Lee Clark	H. H. Miller	R. R. Rogers
Mormon B. Daniel	B. T. Morris	W. R. Smith
James M. Durham	L. P. Murphy	E. J. Snyder
J. F. Harrison	Chas. N. McCarty	Frank L. Strange
Goebel B. Henson	Caleb Page	

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Resolved that the title thereof be as aforesaid.

Mr. S. K. Holland moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 4. An Act creating a commission on the fiscal affairs of the Commonwealth of Kentucky and its counties and for other purposes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby created a commission on the fiscal affairs of the Commonwealth of Kentucky and its counties, to consist of four members, not more than two of whom shall be of the same political party, of whom two members shall be appointed by the President of the Senate and two by the Speaker of the House of Representatives. The original appointments shall be subject to confirmation by the General Assembly.

§ 2. A vacancy in the commission from any cause shall be filled by the remaining members of the commission by the appointment in such case of a person of the same political party as that of the member whose place is to be filled.

§ 3. The commission shall have the following functions:

(a) It shall be its duty to conduct a detailed or general audit of the books, records, and transactions of the financial, accounting, operating, and other departments and branches of the State Government and of agencies supported in whole or in part by State funds which in its opinion have not been fully and completely audited or could to advantage be reviewed. The extent of and period to be covered by such audit or review shall be such as in its opinion is necessary fairly to establish the facts as to the financial condition of the State and the handling of public funds and property and to discover any losses of public revenues, assets, or rights, or other irregularities if any.

(b) It shall be its duty to indicate what improvements in the State's fiscal procedure and accounting are required and to devise such documents, records, and procedure as are necessary to secure accountability and control and as will apply recognized principles of modern governmental accounting and fiscal administration. In this connection, the aforesaid commission shall have authority to plan, propose, or make changes in the central books and system of accounts of the State that appear to it to be desirable and that can be made under existing law. It shall also have authority similarly to plan, propose, or make changes in accounting and fiscal procedure in any branches of the State organization whether or not such branches have been covered by the commission's audits. It shall have authority to plan and propose such changes in the books and methods of the State or its departments as cannot be made without additional legislation and to recommend bills for consideration by the General Assembly to carry into effect such changes and to remove obstacles to the proposed improvements. Upon request of a department head or on recommendation of the Governor, is shall have authority also to take such steps as may be required to carry into effect any other improvements, not requiring legislation, in the administrative practices, procedure, records, or methods of any branch of the State organization and to recommend legislation to make such improvements possible.

(c) It shall be its duty to conduct a general audit or inspection of the records of the officers of the several counties for the period since January first, 1915, with special reference to the revenue due and collectible within that period and to devise and propose a uniform system of accounting and financial control for counties and county officers.

§ 4. The commission shall have power to administer oaths, to summon to appear before it any person who in its judgment can furnish useful information touching the subjects and matters the commission has power to survey, inquire into and report concerning, and to require such persons

to answer pertinent questions and to produce for its inspection any books, records or papers pertaining or relating to matters about which the commission has the power to inquire into. If any person so summoned shall refuse to obey the summons, or answer questions propounded by the commission, he shall be deemed guilty of contempt of the commission, and it shall be the duty of the commission to furnish to the Franklin Circuit Court, the name of the person in contempt, and the ground for his contempt, and it shall be the duty of the Franklin Circuit Court to compel by appropriate process the attendance of said witness before the commission and the production of such books, records, and papers as may have been requested, and to compel the witness to answer questions propounded by the commission and to punish such person as if he had been guilty of contempt of the court.

§ 5. The commission on fiscal affairs shall be furnished with an office and equipment at the State Capitol and may employ specialists and other necessary assistants in the technical branches of the work it is required to do and an appropriation of $50,000.00 is hereby made for the purpose of paying for such services and to defray the other expenses incurred by the commission in the performance of its work. The expenses so incurred shall be paid by the State out of funds in the State Treasury upon the voucher of the Auditor of Public Accounts, which voucher shall be issued when the expense account setting out the purpose for which it was incurred has been approved in writing by at least three members of the commission. The members of the commission shall serve without salary or any other remuneration whatsoever. The experts and assistants above provided for shall be experienced in the fiscal and accounting problems of state departments and the accountants shall be skilled governmental accountants.

§ 6. There being pressing reasons why the commission created by Section 1 of this Act shall begin its work at the

earliest possible date, an emergency is hereby declared and this Act shall become a law when approved by the Governor.

Mr. Van Antwerp offered the following amendment to said bill, viz:

Amend H. B. 4 by striking out lines 17 to 33 inclusive, page 2, sentence beginining "in this connection" and ending "such improvements possible" and further amend H. B. 4 by striking out in lines 37 and 38 on page 3, the following words: "and to devise and propose a uniform system of accounting and financial control for counties and county officers."

Said amendment was agreed to.

Mr. Daniels offered the following amendment to said bill, viz.:

Amend H. B. 4 in section 1, line 2 by striking out the words "and its counties."

Said amendment was disagreed to.

Mr. Meyers moved that said bill lie on the table.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Van Antwerp and Pulliam, were as follows, viz:

Those who voted in the affirmative were—

W. B. Ardery	W. P. Bowman	W. G. Buckner
Wm. J. Arvin	D. F. Brown	S. J. Bunger
T. H. Benton	F. W. Bryant	W. A. Carson
Shaler Berry	J. R. Buckman	Lee Clark

Lonnie Cooper	E. M. Johnson	B. T. Morris
J. D. Cox	Grover C. Johnson	L. P. Murphy
J. S. Cruse	D. C. Jones	W. J. McGill
W. J. Curtis	W. O. Keller	F. T. Nichols
J. L. Cushing	J. R. Kelly	J. J. Patterson
Marmon B. Daniel	Thos. H. King	W. H. Pryor
J. R. Dorman	W. W. Leslie	Clint Raymer
E. J. Doss	J. L. Manning	M. G. Slusher
James M. Durham	Joe Martin	W. R. Smith
Lawrence Harmon	Shelby Martin	E. J. Snyder
C. W. Hawkins	H. J. Meyers	C. D. Vincent
S. K. Holland	H. H. Miller	
Ira L. Horne	J. S. Milliken	

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Those who voted in the negative were—

Lewis Allen	R. E. Glenn	Smith Park
W. O. Bach	Whitsett Hall	Jas. J. Peters
A. J. Baldridge	J. F. Harrison	Geo. W. Potter
J. H. Baughman	Goebel B. Henson	H. A. Pulliam
W. B. Belknap	H. B. Holland	R. R. Rogers
C. H. Berryman	J. C. Hutcherson	Frank L. Strange
C. B. Carver	W. W. Johnson	J. G. Swearengin
C. L. Daly	T. R. Moore	Mac Swinford
D. E. Edwards	Chas. N. McCarty	J. L. Valandingham
J. O. Evans	J. L. McDavid	Chiles Van Antwerp
Otto C. Gartin	Caleb Page	

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And so said bill was rejected.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 263. An Act to amend Section 1840, Kentucky Statutes, and amendment thereto relative to jurisdiction and powers generally of the fiscal court.

With a Committee amendment thereto by way of substitute therefor.

Said bill is as followes, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 1840 of the Kentucky Statutes and amendments thereto relative to jurisdiction and powers generally of the fiscal courts to be amended by striking out "not to exceed $2,400.00 per year" and inserting in lieu thereof "not to exceed $3,000.00 per year."

So that said section as amended shall read as follows, to-wit:

"The fiscal court shall have the jurisdiction to appropriate county funds authorized by law to be appropriated; to erect and keep in repair necessary public buildings, secure a sufficient jail and a comfortable and convenient place for holding court at the county seat; to erect and keep in repair bridges and other structures and superintend the same; to regulate and control the fiscal affairs and property of the county; to cause correct accounts and records to be kept of all receipts and disbursements of the public funds of the county, and have the accounts of all county officers audited, when necessary, and may employ a competent person to keep such accounts and records, and make such audits, and to pay such person a reasonable compensation for such service, not to exceed three thousand dollars per year; to make provisions for the maintenance of the poor, and provide a poor house and farm and provide for the care, treatment and maintenance of the sick and poor, and provide a hospital for said purpose, or contract with any hospital in the county to do so, and provide for the good condition of the highways in the county, and to appropriate county funds to make provisions to secure immigration into the county; and to advertise the resources of the county, and to appropriate county funds for the benefit

of colleges and for infirmaries for the sick located in the county, and to execute all of its orders consistent with the law and within its jurisdiction of all such other matters relating to the levying of taxes as is by any special act now conferred on the county court of levy and claims."

Said substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Chapter 73, Paragraph 1, of the Acts of the General Assembly of 1906 as amended by Chapter 45 of the Acts of the General Assembly of 1922, being Section 1840 of the Kentucky Statutes relative to juridiction and powers generally of fiscal courts be amended by striking out "not to exceed $2,400.00 per year" and inserting in lieu thereof "not to exceed $3,000.00 per year," so that said section as amended shall read as follows, to-wit:

The fiscal court shall have jurisdiction to appropriate county funds authorized by law to be appropriated; to erect and keep in repair necessary public buildings, secure a sufficient jail and a comfortable and convenient place for holding court at the county seat, to erect and keep in repair bridges and other structures and superintend the same; to regulate and control the fiscal affairs and property of the county; to cause correct accounts and records to be kept of all receipts and disbursements of the public funds of the county, and have the accounts of all county officers audited, when necessary, and may employ a competent person to keep such accounts and records, and make such audits, and to pay such person a reasonable compensation for such service, not to exceed three thousand ($3,000.00) dollars per year; to make provisions for the maintenance of the poor, and provide a poor house and farm and provide for the care, treatment and maintenance of the sick and poor, and provide a hospital for said purpose, or

contract with any hospital in the county to do so, and provide for the good condition of the highways in the county, and to appropriate county funds to make provisions to secure immigration into the county; and to advertise the resources of the county, and to appropriate county funds for the benefit of colleges and for infirmaries for the sick located in the county, and to execute all of its orders consistent with the law and within its jurisdiction of all such other matters relating to the levying of taxes as is by any special act now conferred on the county court of levy and claims.

Said substitute was adopted.

Ordered that said bill be engrossed and read the third time.

The Constitutional provisions as to the third reading of said bill at length being dispensed with, and the same being engrossed, said bill was read the third time by its title only, and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

W. O. Bach	J. D. Cox	H. J. Meyers
A. J. Baldridge	J. L. Cushing	J. S. Milliken
W. B. Belknap	C. L. Daly	Smith Park
T. H. Benton	E. J. Doss	H. A. Pulliam
Shaler Berry	D. W. Fowler	R. R. Rogers
W. P. Bowman	Lawrence Harmon	Philip J. Ryan
D. F. Brown	C. W. Hawkins	Chas. L. Seale
F. W. Bryant	Ira L. Horne	W. R. Smith
J. R. Buckman	W. O. Keller	Frank L. Strange
W. G. Buckner	Thos. H. King	Mac Swinford
W. A. Carson	J. L. Manning	C. D. Vincent
C. B. Carver	Shelby Martin	

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Those who voted in the negative were—

Lewis Allen	J. F. Harrison	J. L. McDavid
Wm. J. Arvin	Goebel B. Henson	W. J. McGill
S. J. Bunger	H. B. Holland	F. T. Nichols
Lee Clark	S. K. Holland	Caleb Page
Lonnie Cooper	J. C. Hutcherson	J. J. Patterson
Fred H. Coots	Grover C. Johnson	Jas. J. Peters
J. S. Cruse	W. W. Johnson	Geo. W. Potter
Mormon B. Daniel	J. R. Kelly	W. H. Pryor
J. R. Dorman	A. M. Mercer	E. J. Snyder
D. E. Edwards	H. H. Miller	J. L. Valandingham
J. O. Evans	B. T. Morris	Chiles Van Antwerp
R. E. Glenn	L. P. Murphy	
Whitsett Hall	Chas. N. McCarty	

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Mr. S. K. Holland moved that the vote by which said bill was rejected be reconsidered and said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 460. An Act to repeal Chapter 45 of the Acts of 1920, being an Act to authorize consolidated school districts and county boards of education to issue bonds; and Secs. 4100, 4101, 4420a-2 and 4420a-3 Kentucky Statutes; and Sec. 4484 in Chap. 8 of the Acts of 1922; and Secs. 4431, 4432, 4426a-3, 4426a-5, 4426a-6, 4426a-9, 4458, 4459, 4460, 4461, 4462 and 4463 of Kentucky Statutes, and Sec. 5 of Chapter 138 of the Acts of 1918; and to provide more adequately for the establishment of consolidated school subdistricts, the change of boundries of districts and subdistricts, the levy, collection and expenditure of school taxes, and the issue and sale of bonds for school purposes in common school districts and subdistricts.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Chapter 45 of the Acts of the General Assembly of 1920, which relates to the issue of bonds by consolidated school districts, be and the same is hereby repealed; also Sections 4100, 4101, 4420a-2, and 4420a-3, which relate to the collection of graded school taxes from railroad and bridge companies; also Section 4484 in Chapter 8 of Acts of the General Assembly of 1922, which relates to colored graded schools; also Sections 4431 and 4432 of Kentucky Statutes, which refer respectively to changes of subdistrict boundaries and the establishment of special districts; also Sections 4426a-3, 4425a-5, 4426a-6, 4426a-9, of Kentucky Statutes, which refer to boundaries, consolidation and taxation of school subdistricts and the election of trustees and teachers in consolidated school subdistricts; also Sections 4458, 4459, 4460, 4461, 4462 and 4463b of Kentucky Statutes, all of which relate to subdistrict taxation; also Section 5 of Chapter 138 of Acts of the General Assembly of 1918, which relates to consolidation of school districts, be and the same are hereby repealed, and in lieu thereof are now enacted the following:

Section 1. Every county in this Commonwealth shall constitute one county school district; provided that in any county in which there is an independent graded school district, or city school district containing a city of the first, second, third or fourth class, the county school district shall be composed of the remainder of the county outside of such independent district or districts. The county board of education of any county shall have full power, except as otherwise provided in this act, to change the boundaries of school subdistricts of the county school system and, when necessary to establish new subdistricts or to unite subdistricts or parts of subdistricts, provided that the boundary of any subdistrict having bonded indebtedness cannot be extended except upon

written petition of two-thirds of the legal voters in the territory proposed to be added; and provided further, that no subdistrict shall be established or maintained with fewer than fifty children of school age except in case of emergency, nor in any case with fewer than twenty-five such children. But the county board of education may at any time authorize and provide for the transfer of any child, children or grades in any subdistrict to the public school of another subdistrict if it is nearer or otherwise desirable.

§ 2. The county board of education shall have power to lay off a proposed subdistrict or consolidated subdistrict boundary within the county school district and submit to the voters within that boundary the proposition of authorizing the levy annually of a tax for local or consolidated school purposes, which shall include transportation of all pupils who do not live within reasonable walking distance of school, at a rate not exceeding seventy-five cents on each one hundred dollars of taxable property within the district as valued in assessment for state and county purposes next preceding the levy of the tax. On written petition of a majority of the board of education of any city or graded common school district in the county, or of forty per cent of the legal voters of such district, the county board of education may include such district in the proposed boundary; or on written petition of a majority of the subdistrict trustees of the county may include all the subdistricts thereof in such proposed boundary. Such proposition for taxation may be submitted to the voters of the proposed boundary by the county board of education at an election called for that purpose, or at the regular election of school trustees; provided, that not less than fifteen days' notice be given of said election by written or printed posters signed by the chairman and secretary of the county board, stating the purpose of the election, the boundary affected, and the date, place or places, and hours of said election, posted at not less than two public places in each district or subdistrict concerned and by one insertion of

the notice in a newspaper, if there be one published in the county. The county board of education shall appoint at least three citizens of the proposed boundary to serve as election officers in said election and to certify the returns of same to the county board of education. In case a majority of the votes cast are in favor of the tax proposition, the proposed boundary shall thereafter be a district or subdistrict of the county school system, and the tax so authorized shall be levied annually by the fiscal court of the county in accordance with requisition by the county board of education and be included by the county clerk in the regular tax bills rendered for county purposes, and shall be collected by the sheriff and settled for with the county board of education as in the case of county school taxes and at the same rate of commission for collection; but if a majority of the votes cast are against the proposition the district status and boundaries will be unchanged by the election. All such taxes shall be for the use and benefit of the school or schools attended by the chlidren of such subdistricts.

§ 3. The county board of education in any county may at any time submit to the voters of any proposed subdistrict or group of subdistricts the question whether or not said board shall issue and sell bonds of such proposed subdistrict or group of subdistricts in any amount not exceeding the limit provided by section 158 of the Constitution of this Commonwealth, for the purpose of establishing, maintaining and operating a public school or schools for such subdistrict, or subdistricts, and the annual levy of a school tax sufficient to provide a sinking fund for the payment of interest on the bonds annually and the liquidation of the bonds at their maturity. The election for this purpose shall be called and conducted in accordance with the provisions of section two in this act, and the tax, if approved by two-thirds of the votes cast, shall be collected and settled for as therein provided. Election for this purpose may at the discretion of the county board of education be called at the same time and place as that

provided for in section two of this act, and conducted by the same election officers.

§ 4. When a graded school is situated in a city or town of the fifth or sixth class, the boundary of the graded school district shall include the entire corporate limits of such city or town, and any extension of same, and such adjacent rural territory as may be included in the graded school district at the time this act goes into effect. Any boundary within a graded school district that is more convenient to the public school of an adjacent graded school district or of an adjacent county school district may be transferred to the district whose school is more convenient by concurrent action of the boards of education of the two districts concerned.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	F. W. Bryant	James M. Durham
W. B. Ardery	J. R. Buckman	D. E. Edwards
Wm. J. Arvin	S. J. Bunger	J. O. Evans
W. O. Bach	C. B. Carver	Otto C. Gartin
A. J. Baldridge	Lee Clark	R. E. Glenn
W. B. Belknap	Lonnie Cooper	Whitsett Hall
T. H. Benton	Fred H. Coots	Lawrence Harmon
Shaler Berry	W. J. Curtis	J. F. Harrison
C. H. Berryman	C. L. Daly	C. W. Hawkins
W. P. Bowman	Mormon B. Daniel	Goebel B. Henson
D. F. Brown	J. R. Dorman	H. M. Holbrook
Geo. A. Brown	E. J. Doss	H. B. Holland

S. K. Holland	A. M. Mercer	R. R. Rogers
Grover C. Johnson	H. H. Miller	Philip J. Ryan
W. W. Johnson	T. R. Moore	Chas. L. Seale
D. C. Jones	B. T. Morris	M. G. Slusher
Mrs. H. G. Jorris	Chas. N. McCarty	W. R. Smith
W. O. Keller	J. L. McDavid	E. J. Snyder
J. R. Kelly	W. J. McGill	Frank L. Strange
Thos. H. King	Caleb Page	Mac Swinford
W. W. Leslie	Smith Park	J. L. Valandingham
J. L. Manning	Geo. W. Potter	Chiles Van Antwerp
Joe Martin	W. H. Pryor	C. D. Vincent
Shelby Martin	H. A. Pulliam	

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Those who voted in the negative were—

W. G. Buckner	J. C. Hutcherson	Jas. J. Peters
W. A. Carson	L. P. Murphy	
J. D. Cox	F. T. Nichols	

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Mr. S. K. Holland moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The hour of twelve o'clock M. having arrived, the House recessed until one o'clock P. M.

The hour of one o'clock, P. M. having arrived, the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill, entitled:

H. B. 119. An Act to amend and re-enact Section 2554d-2, Carroll's Kentucky Statutes, Edition of 1922, relating to reward for persons securing arrest and conviction of offenders in moonshine cases.

With a Committee Amendment thereto by way of Substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 2554d-2 Carroll's Kentucky Statutes Edition 1922 be amended by striking out the words, "Which reward shall be paid by the fiscal court of the county in which the indictment may be returned out of the county levy of such county not otherwise appropriated," and adding the words, "Which reward shall be paid from the fine when collected and paid by the officer authorized to collect such fine." So when amended and re-enacted will read as follows:

Section 2554d-2. Reward for persons securing arrest and conviction of offenders.—If any person shall arrest or directly or indirectly cause the arrest of any person guilty of violating 2554d-1 hereof within this commonwealth and shall secure the indictment and conviction of such person in a court of competent jurisdiction the person so securing the arrest, indictment and conviction shall be entitled to a reward of fifty ($50.00) dollars for each defendant convicted, which reward shall be paid from the fine when collected and paid by the officer authorized to collect such fine.

Said Substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 2554d-2 Kentucky Statutes, Carroll's Edition 1922, be repealed, and that there be enacted in lieu thereof the following:

2554d-2. Reward for persons securing the arrest and conviction of offenders.—If any person shall arrest or directly or indirectly cause the arrest of any person guilty of violating Section 2554d-1 hereof within this Commonwealth and shall secure the indictment and conviction of such person in a court of competent jurisdiction the person securing the arrest, indictment and conviction shall be entitled to a reward of fifty ($50.00) dollars for each defendant convicted, which reward shall be paid from the fine or fines assessed against the defendant or defendants when the same is collected, and the court in his judgment shall direct the clerk to, after deducting the costs of the action, pay to the person or persons causing the arrest and conviction, fifty ($50.00) dollars for each defendant convicted. Provided, a claim has been filed by such person or persons and approved by the court trying the case, and provided further that such fine or fines are paid. The remainder of said fines shall be reported by the clerk in the same manner as provided by law for the disposition of other fines.

Mr. Seale offered the following Amendment to said Substitute, viz.:

Amend Substitute for H. B. 119 by adding the following:

Due to the fact that the fiscal courts of the various counties meet during the month of April, an emergency is declared to exist and this act shall become effective from and after its passage and approved by the Governor.

Said amendment was agreed to.

Mr. Bowman offered the following amendment to said substitute, viz:

Amend Substitute for H. B. 119 by adding at end of bill, the following: "All laws or parts of laws in conflict with this Act are hereby repealed."

Said amendment was agreed to.

Said substitute was then adopted.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	Lonnie Cooper	J. F. Harrison
Wm. J. Arvin	Fred H. Coots	C. W. Hawkins
W. O. Bach	J. D. Cox	Goebel B. Henson
J. H. Baughman	J. S. Cruse	H. M. Holbrook
W. B. Belknap	W. J. Curtis	H. B. Holland
T. H. Benton	J. L. Cushing	S. K. Holland
Shaler Berry	C. L. Daly	Ira L. Horne
C. H. Berryman	Mormon B. Daniel	J. C. Hutcherson
W. P. Bowman	J. R. Dorman	E. M. Johnson
D. F. Brown	E. J. Doss	Grover C. Johnson
Geo. A. Brown	James M. Durham	W. W. Johnson
F. W. Bryant	D. E. Edwards	D. C. Jones
J. R. Buckman	J. O. Evans	Mrs. H. G. Jorris
W. G. Buckner	D. W. Fowler	W. O. Keller
S. J. Bunger	Otto C. Gartin	J. R. Kelly
W. A. Carson	R. E. Glenn	Thos. H. King
C. B. Carver	Whitsett Hall	Oscar Leibson
Lee Clark	Lawrence Harmon	Leon P. Lewis

J. L. Manning	Caleb Page	Chas. L. Seale
Joe Martin	Smith Park	M. G. Slusher
Shelby Martin	J. J. Patterson	W. R. Smith
A. M. Mercer	Jas. J. Peters	E. J. Snyder
H. H. Miller	Geo. W. Potter	Frank L. Strange
J. S. Milliken	W. H. Pryor	J. G. Swearengin
T. R. Moore	H. A. Pulliam	Mac Swinford
B. T. Morris	Clint Raymer	J. L. Valandingham
L. P. Murphy	R. R. Rogers	C. D. Vincent
Chas. N. McCarty	Philip J. Ryan	W. S. Wallen
J. L. McDavid	C. W. Ryans	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. S. K. Holland moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Milliken moved that the vote by which a bill entitled:

H. B. 604. "An Act to provide for the execution and sale of Four Million Dollars ($4,000,000.00) of bonds of the Commonwealth for the purpose of paying outstanding warrants of the Commonwealth and the interest accrued thereon," failed to receive a Constitutional majority of all the members elected to the House,

Be reconsidered.

The yeas and nays being required thereon by Messrs. Milliken and Meyers, were as follows, viz:

Those who voted in the affirmative were—

W. B. Belknap	E. J. Doss	J. S. Milliken
T. H. Benton	D. W. Fowler	T. R. Moore
Shaler Berry	Otto C. Gartin	B. T. Morris
C. H. Berryman	R. E. Glenn	L. P. Murphy
W. P. Bowman	Lawrence Harmon	J. L. McDavid
D. F. Brown	J. M. Hayse	Smith Park
Geo. A. Brown	S. K. Holland	Geo. W. Potter
W. G. Buckner	E. M. Johnson	Clint Raymer
S. J. Bunger	D. C. Jones	R. R. Rogers
W. A. Carson	W. O. Keller	Philip J. Ryan
C. B. Carver	J. R. Kelly	C. W. Ryans
Lee Clark	Thos. H. King	Chas. L. Seale
Lonnie Cooper	Oscar Leibson	M. G. Slusher
J. S. Cruse	Leon P. Lewis	W. R. Smith
W. J. Curtis	Joe Martin	J. G. Swearengin
J. L. Cushing	Shelby Martin	W. S. Wallen
C. L. Daly	H. J. Meyers	T. B. Watts
J. R. Dorman	H. H. Miller	

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Those who voted in the negative were—

Wm. J. Arvin	J. F. Harrison	W. J. McGill
W. O. Bach	C. W. Hawkins	Caleb Page
J. H. Baughman	H. B. Holland	J. J. Patterson
F. W. Bryant	Goebel B. Henson	Jas. J. Peters
J. R. Buckman	Ira L. Horne	W. H. Pryor
Fred H. Coots	J. C. Hutcherson	E. J. Snyder
J. D. Cox	Grover C. Johnson	Frank L. Strange
Mormon B. Daniel	W. W. Johnson	Mac Swinford
D. E. Edwards	J. L. Manning	J. L. Valandingham
J. O. Evans	A. M. Mercer	Chiles Van Antwerp
Whitsett Hall	Chas. N. McCarty	C. D. Vincent

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Said bill was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

W. B. Belknap
T. H. Benton
Shaler Berry
C. H. Berryman
W. P. Bowman
D. F. Brown
Geo. A. Brown
W. G. Buckner
S. J. Bunger
W. A. Carson
C. B. Carver
Lee Clark
Lonnie Cooper
J. S. Cruse
W. J. Curtis
J. L. Cushing
C. L. Daly
J. R. Dorman
E. J. Doss
D. W. Fowler
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Lawrence Harmon
J. M. Hayse
S. K. Holland
E. M. Johnson
D. C. Jones
W. O. Keller
Thos. H. King
Oscar Leibson
Leon P. Lewis
Joe Martin
Shelby Martin
H. J. Meyers
H. H. Miller
J. S. Milliken
T. R. Moore
L. P. Murphy
J. L. McDavid
Smith Park
Geo. W. Potter
Clint Raymer
R. R. Rogers
Philip J. Ryan
C. W. Ryans
Chas. L. Seale
M. G. Slusher
W. R. Smith
J. G. Swearengin
W. S. Wallen
T. B. Watts

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Those who voted in the negative were—

Lewis Allen
Wm. J. Arvin
W. O. Bach
J. H. Baughman
F. W. Bryant
J. R. Buckman
Fred H. Coots
J. D. Cox
Mormon B. Daniel
D. E. Edwards
J. O. Evans
Whitsett Hall
J. F. Harrison
C. W. Hawkins
Goebel B. Henson
H. B. Holland
Ira L. Horne
J. C. Hutcherson
Grover C. Johnson
W. W. Johnson
J. R. Kelly
J. L. Manning
A. M. Mercer
Chas. N. McCarty
W. J. McGill
Caleb Page
J. J. Patterson
Jas. J. Peters
W. H. Pryor
E. J. Snyder
Frank L. Strange
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent

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Resolved that the title thereof be as aforesaid.

Mr. S. K. Holland moved that the vote by which said bill was passed, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 603. An Act to provide for the execution and sale of five million dollars ($5,000,000.00) of bonds of the Commonwealth for the benefit of the University of Kentucky, and the naming of seven commissioners in connection therewith.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Bonds of the Commonwealth of Kentucky shall be issued to the total amount of five million dollars ($5,000,000.00). Said bonds shall be of the denomination of one hundred dollars ($100.00), or such multiples thereof as the Commissioners of the Sinking Fund of Kentucky may determine; shall be engraved, lithographed or printed, as said commissioners shall determine; shall be signed at the time of their respective issues by the Governor then in office, and at the time attested by the Secretary of State then in office, with the seal of the Commonwealth affixed. All of said bonds shall bear interest at such rate, not exceeding four per cent. (4%), as said commissioners shall determine at the time of such issue. The interest on said bonds shall be payable semi-annually January first and July first, and there shall be attached to said bonds coupons for such semi-annual interest bearing the facsimile signature of the present or any future Treasurer of the Commonwealth, the last coupon on each bond be-

ing due at the date of maturity of the bond to which it is attached. Said bonds and coupons shall be payable in gold coin of the present standard of weight and fineness, at such place or places as said Commissioners of the Sinking Fund may determine. Said bonds may, at the request of the owners, be registered both as to principal and interest, with the Auditor of Public Accounts without payment of any fee for such registration. All said bonds shall be exempt from State, county and municipal taxation. Save as provided in this act, the form of said bonds and the method of registry shall be determined by the Commissioners of the Sinking Fund. The cost of engraving, lithographing or printing of said bonds shall be certified by the Commissioners of the Sinking Fund to the Auditor of Public Accounts for payment and shall be paid out of the general revenues of the State.

§ 2. Said bonds shall bear serial numbers beginning with number one and shall become due in installments as follows: Seventeen thousand eight hundred dollars of said bonds shall become due on July 1, 1928. Thirty-six thousand three hundred dollars of said bonds shall become due on July 1, 1929. Fifty-five thousand six hundred dollars of said bonds shall become due on July 1, 1930. Seventy-five thousand six hundred dollars of said bonds shall become due on July 1, 1931. Ninety-six thousand four hundred dollars of said bonds shall become due on July 1, 1932. One hundred thousand three hundred dollars of said bonds shall become due on July 1, 1933. One hundred four thousand four hundred dollars of said bonds shall become due on July 1, 1934. One hundred eight thousand five hundred dollars of said bonds shall become due on July 1, 1935. One hundred twelve thousand nine hundred dollars of said bonds shall become due on July 1, 1936. One hundred seventeen thousand five hundred dollars of said bonds shall become due on July 1, 1937. One hundred twenty-two thousand two hundred dollars of said bonds shall become due on July 1, 1938. One hundred twenty-seven thousand dollars of said bonds shall become due on July

1, 1939. One hundred thirty-two thousand two hundred dollars of said bonds shall become due on July 1, 1940. One hundred thirty-seven thousand four hundred dollars of said bonds shall become due on July 1, 1941. One hundred forty-two thousand nine hundred dollars of said bonds shall become due on July 1, 1942. One hundred forty-eight thousand six hundred dollars of said bonds shall become due on July 1, 1943. One hundred and fifty-four thousand six hundred dollars of said bonds shall become due on July 1, 1944. One hundred sixty thousand eight hundred dollars of said bonds shall become due on July 1, 1945. One hundred sixty-seven thousand three hundred dollars of said bonds shall become due on July 1, 1946. One hundred seventy-four thousand dollars of said bonds shall become due on July 1, 1947. One hundred eighty-one thousand dollars of said bonds shall become due on July 1, 1948. One hundred eighty-eight thousand two hundred dollars of said bonds shall become due on July 1, 1949. One hundred ninety-five thousand six hundred dollars of said bonds shall become due on July 1, 1950. Two hundred three thousand five hundred dollars of said bonds shall become due on July 1, 1951. Two hundred eleven thousand six hundred dollars of said bonds shall become due on July 1, 1952. Two hundred twenty thousand dollars of said bonds shall become due on July 1, 1953. Two hundred twenty-eight thousand eight hundred dollars of said bonds shall become due on July 1, 1954. Two hundred thirty-eight thousand dollars of said bonds shall become due on July 1, 1955. Two hundred forty-seven thousand five hundred dollars of said bonds shall become due on July 1, 1956. Two hundred fifty-seven thousand six hundred dollars of said bonds shall become due on July 1, 1957. Two hundred ten thousand one hundred dollars of said bonds shall become due on July 1, 1958. One hundred sixty-seven thousand seven hundred dollars of said bonds shall become due on July 1, 1959. One hundred nine thousand three hundred dollars of said bonds shall become due on July 1,

1960. Fifty-five thousand eight hundred dollars of said bonds shall become due on July 1, 1961.

§ 3. The serial numbers which the bonds shall bear, as provided by section 2 of this act, need not be consecutive, and such numbers may be allocated to the bonds of different maturities as the Commissioners of the Sinking Fund may direct; the bonds issued in each year, as provided by section 5 of this act, shall embrace all of the unissued bonds maturing in the following year, and a proportionate amount, as nearly as the Commissioners of the Sinking Fund may deem practical, of each of the bonds of the subsequent maturities.

§ 4. The bonds herein provided for shall be the direct obligation of the Commonwealth of Kentucky, and the full faith and credit of the Commonwealth of Kentucky is hereby pledged for the payment of said bonds and the interest thereon. In order to provide the particular means for the payment of the principal of all of said bonds at their maturities and the interest thereon annually as same shall accrue, there shall be levied and collected in each of the fiscal years beginning January 1, 1927, until all of said bonds and the interest thereon shall be paid, a tax of one cent upon each one hundred dollars ($100.00) value of all property of every kind and description (including corporate franchises), subject to assessment for state purposes under the laws of this Commonwealth. The proceeds of the tax hereby levied are hereby appropriated to pay the principal and interest of said bonds, to be set aside as received and held inviolably for that purpose, except that the balance remaining at the end of any fiscal year shall be credited to the general fund as hereinafter directed. All proceeds of said tax shall be passed by the Treasurer of the Commonwealth to the credit of the University of Kentucky Bond Fund, and shall be paid out by him to the Commissioners of the Sinking Fund upon warrants of the Auditor of Public Accounts, which warrants said Auditor is hereby directed to issue to said commissioners when and as

they shall make written demand therefor, and for such amounts as they shall specify in such demand. If any balance shall remain to the credit of the said University Bond Fund at the end of any fiscal year, the same is hereby appropriated to the general fund for the ordinary expenses of the government and shall be disbursed by the Treasurer in the same manner as other revenues are disbursed for such ordinary expenses.

When the said bonds and coupons are paid, they shall be canceled and preserved by the Commissioners of the Sinking Fund.

§ 5. Within the last six months of each of the years nineteen hundred and twenty-seven, nineteen hundred and twenty-eight, nineteen hundred and twenty-nine, nineteen hundred and thirty and nineteen hundred and thirty-one the Commissioners of the Sinking Fund shall sell, in the manner hereinafter provided for, bonds of the face value of one million dollars ($1,000,000.00); provided, however, that only so many bonds shall be sold during any of the above periods as shall be necessary to accomplish the purposes of this act in the opinion of the Commissioners of the Sinking Fund, based upon the certificates of the University of Kentucky, and as shall be deemed practicable by said commissioners; and provided further, that in case the full amount of bonds authorized to be sold during any of the periods mentioned above shall not have been sold, said unsold bonds may be included in the amounts to be sold in any succeeding period in the discretion of said Commissioners of the Sinking Fund as above, and if any bonds remain unsold after December thirty-first, ninteen hunded and thirty-one, they may be sold by said commissioners at such times thereafter as they may see fit. Before any of the said bonds shall be sold, said commissioners shall advertise once in each of the four weeks preceding the day of sale in three newspapers of general circulation in Kentucky, and in some recognized financial journal published in the City

of New York, for bids therefor, and all bids shall be in writing and shall be sealed, and on the date fixed therefor, shall be publicly opened by the Commissioners of the Sinking Fund at a place designated in the advertisement for bids. None of said bonds shall be sold at less than par and accrued interest and the advertisement for bids shall so state. Said bonds shall be sold to the highest and best bidder, and said commissioners shall have the right to reject any and all bids. On the sale of said bonds, all matured coupons shall be detached and destroyed by the Sinking Fund Commissioners and a record made of such destruction. The cost incurred by the Commissioners of the Sinking Fund in advertising for bids and in making the sales of said bonds, shall be certified by the commissioners to the Auditor of Public Accounts for payment, and shall be paid out of the general revenue of the state.

§ 6. The University of Kentucky shall be entitled to receive the proceds of the sale of the bonds hereby authorized, in five (5) installments of one million dollars ($1,000,000.00), each to be paid in the last six months of each of the years nineteen hundred and twenty-seven, nineteen hundred and twenty-eight, nineteen hundred and twenty-nine, nineteen hundred and thirty and nineteen hundred and thirty-one. Said proceeds shall be used by said Uiversity for the acquisition of new property and equipment and for the improvement of the original construction, reconstruction and repair of any of its properties now owned.

§ 7. The Commissioners of the Sinking Fund may invest any amounts received by them until disbursed as herein directed, in interest-bearing obligations of the United States or in the purchase of bonds authorized by this act, or they may deposit said amounts in any state or national bank or trust company of Kentucky, but not more in any one bank or trust company than the amount of its unimpaired paid in capital and surplus. No other form of investment may be made of said funds.

§ 8. This act shall be submitted to the people at the general election to be held in November, 1926. It shall be the duty of the Secretary of State to cause to be published four times in two newspapers of general circulation published in this state a notice that this act will be submitted to the people for their approval or rejection at the general election aforesaid, and in each publication shall set forth this act in full. Each publication shall bear the title "Notice of Election" and shall be so made that the last publications shall be at least ninety (90) days preceding the day of election aforesaid. This act shall be submitted to the voters in the same manner provided by section one thousand four hundred and fifty-nine of the Kentucky Statutes, edition of John D. Carroll of one thousand nine hundred and fifteen, and the following is the form of the question to be placed upon the ballots: ARE YOU IN FAVOR OF THE ACT OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF KENTUCKY, ENTITLED: "An Act to provide for the execution and sale of five million dollars of bonds of the Commonwealth of Kentucky for the benefit of the University of Kentucky?" It shall be the duty of the Secretary of State, not less than forty days before the November election, one thousand nine hundred and twenty-six, to certify to the county clerk of each county the question herein directed to be submitted, and it shall be the duty of the county court clerks to have the said question, as certified by the Secretary of State, indicated on the ballot as herein provided. The votes cast for and against this act shall be counted, canvassed and certified to the State Board of Election Commissioners in the same manner as the vote cast for any officer elective by the voters of the whole state. In all particulars, the election shall be conducted in the same manner as other general elections are conducted. If it shall be found that a majority of the votes cast on the question are in favor of this act, then all the provisions of this act, other than those contained in this section, shall become operative on and including the first day of January, one thousand nine hundred and

twenty-seven. The result of the election, as soon as certified, shall be proclaimed by the Secretary of State by publication in two daily newspapers of general circulation in this Commonwealth. The expenses incurred by the Secretary of State in the publications herein provided for shall be by him certified to the Auditor and paid out of the general expenditure fund.

§ 9. The word "year," as used in this act, means calendar year unless otherwise expressly stated.

§ 10. That Miss Kate McDaniel, of Hopkinsville, Kentucky, General E. H. Wood, of Scottsville, Kentucky, W. A. Kinne, of Stearns, Kentucky, Thomas Floyd Smith, of Louisville, Kentucky, C. N. Manning, of Lexington, Kentucky, S. P. Browning, of Maysville, Kentucky, and Mrs. A. T. Siler, of Williamsburg, Kentucky, be and they are hereby selected as commissioners for the purpose of consulting with, aiding and assisting the state officials charged under the law with the proper handling and expenditure of the funds coming into their hands under this act. Said commissioners shall receive no pay or compensation for any services rendered by them, but their traveling expenses, while away from their respective homes in connection with their duties under this act, shall be paid out of the State Treasury in the same manner and out of the same funds as the expenses of the officers with whom they serve are paid.

§ 11. Inasmuch as it is important that the utmost time be allowed for the consideration of a measure of the public importance of this act, an emergency is declared to exist with respect to the section hereof which provided for the submission of this act to the voters of the State for their approval or rejection, and such section shall become effective immediately upon the passage of this act by the General Assembly and its approval by the Governor. The remainder of this act, if approved by the people, shall become effective on and including the first day of January, one thousand nine hundred and twenty-seven.

Mr. Milliken offered the following Amendment to said bill, viz.:

Amend H. B. 603 by striking therefrom Section 10 thereof.

Said Amendment was agreed to.

Mr. McDavid offered the following Amendment to said bill, viz.:

Amend H. B. 603 by striking out all of Section 6 and inserting in lieu thereof the following:

Section 6. The University of Kentucky shall be entitled to receive out of the proceeds of the sale of the bonds hereby authorized the sum of $3,000,000, the School for the Deaf, at Danville, $150,000, the School for the Blind at Louisville, $150,000, the Kentucky Normal and Industrial Institute at Frankfort, $100,000, and to aid in the establishment and construction of a State Normal School in the Fifth Congressionl District for the benefit of the colored people of the State the sum of $400,000, and to aid in the establishment and construction of a State Normal School in the Sixth Congressional District for the benefit of white people the sum of $400,000, and to aid in the establishment and construction of a State Normal School in the Sandy Valley for the benefit of the white people the sum of $400,000, and to aid in the establishment and construction of a State Normal School in the Eleventh Congressional District for the benefit of white people the sum of $400,000. Said proceeds shall be used for the above purposes set out in the acquisition of new property and equipment and for the improvement by original reconstruction and repairs of any properties now owned or that may hereafter be obtained.

Amend H. B. 603 by striking out the word "University" of Kentucky" in lines 17 and 18 of Section 4 of the printed

bill and inserting in lieu thereof the words "State Educational Bond Fund."

Amend H. B. 603 by striking out the word "University" in line 23 of Section 4 of the printed bill and inserting in lieu thereof the words "State Educational."

Amend H. B. 603 by striking out of lines 9 and 10 of Section 5 of the printed bill the words "University of Kentucky" and inserting in lieu thereof the words "State Educational Institutions."

Amend H. B. 603 by striking out of lines 17 and 18 of Section 8 of the printed bill the words "University of Kentucky" and inserting in lieu thereof the words "State Educational Institutions."

Said amendments were each and severally agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrosed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

W. B. Belknap	D. F. Brown	Lonnie Cooper
T. H. Benton	W. G. Buckner	J. S. Cruse
Shaler Berry	W. A. Carson	W. J. Curtis
C. H. Berryman	C. B. Carver	J. L. Cushing
W. P. Bowman	Lee Clark	C. L. Daly

J. R. Dorman	Leon P. Lewis	Geo. W. Potter
D. W. Fowler	J. L. Manning	Clint Raymer
Otto C. Gartin	Joe Martin	R. R. Rogers
R. E. Glenn	Shelby Martin	Philip J. Ryan
F. A. Gnau	H. J. Meyers	C. W. Ryans
Lawrence Harmon	H. H. Miller	Chas. L. Seale
C. W. Hawkins	J. S. Milliken	M. G. Slusher
J. M. Hayse	T. R. Moore	W. R. Smith
S. K. Holland	B. T. Morris	J. G. Swearengin
E. M. Johnson	L. P. Murphy	J. L. Valandingham
D. C. Jones	Chas. N. McCarty	W. S. Wallen
W. O. Keller	J. L. McDavid	T. B. Watts
Thos. H. King	F. T. Nichols	
Oscar Leibson	Smith Park	

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Those who voted in the negative were—

Lewis Allen	E. J. Doss	W. W. Leslie
W. B. Ardery	D. E. Edwards	A. M. Mercer
Wm. J. Arvin	J. O. Evans	W. J. McGill
W. O. Bach	Whitsett Hall	Caleb Page
J. H. Baughman	J. F. Harrison	J. J. Patterson
Geo. A. Brown	Goebel B. Henson	Jas. J. Peters
F. W. Bryant	H. B. Holland	W. H. Pryor
J. R. Buckman	Ira L. Horne	H. A. Pulliam
S. J. Bunger	J. C. Hutcherson	E. J. Snyder
Fred H. Coots	Grover C. Johnson	Frank L. Strange
J. D. Cox	W. W. Johnson	Mac Swinford
Mormon B. Daniel	J. R. Kelly	Chiles Van Antwerp

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Mr. McDavid offered the following amendment to the title of said bill, viz:

Amend the title to H. B. 603 by striking out the title of the printed bill and inserting in lieu thereof the following:

An Act to provide for the execution and sale of $5,000,000 of bonds of the Commonwealth of Kentucky for the benefit of

the University of Kentucky in the sum of $3,000,000, the School for the Deaf at Danville, $150,000, the School for the Blind at Louisville $150,000, the Kentucky Normal Industrial Institute at Frankfort $100,000, the establishment and construction of a Normal School for colored people in the Fifth Congressional District $400,000, the establishment and construction of a Normal School for white people in the Sixth Congressional District $400,000, the establishment and construction of a State Normal School for white people in the Sandy Valley $400,000, and the establishment and construction of a State Normal School for white people in the Eleventh Congressional District $400,000.

Said amendment to the title was agreed to.

Resolved that the title thereof be as amended.

Mr. S. K. Holland moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

S. B. 332. An Act to amend Section 1321 Kentucky Statutes, Carroll's 1922 Edition.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 1321 Kentucky Statutes, Carroll's 1915 Edition, be amended by adding at the end of said section

the following words: "Provided that amateur sports and athletic games shall not be considered a work, labor, trade, business or calling within the meaning of this section," so that said section when so amended shall read as follows:

Section 1321. No work or business shall be done on the Sabbath day, except the ordinary household offices, or other work of necessity or charity, or work required in the maintenance or operation of a ferry, skiff or steamboat, or steam or street railroad. If any person on the Sabbath day shall himself be found at his own, or at any other trade or calling, or shall employ his apprentices, or other person, in labor or other business, whether the same be for profit or amusement, unless such as is permitted above, he shall be fined not less than two nor more than fifty dollars for each offense. Every person or apprentice so employed shall be deemed a separate offense. Persons who are members of a religious society, who observe as a Sabbath any other day in the week than Sunday, shall not be liable to the penalty prescribed in this section, if they observe as a Sabbath one day in each seven, as herein provided. Provided that amateur sports and athletic games shall not be considered a work, labor, trade, business or calling within the meaning of this section.

Mr. Gnau offered the following Amendment to said bill, viz.:

Amend S. B. 332, by inserting after the word "games" and before the word "shall" in line 8, page 1 and also after the word "games" and before the word "shall" in line 8, page 2 of the original bill, the words,

"And moving pictures when not prohibited by the governing authorities of the cities and towns of this Commonwealth."

Said Amendment was disagreed to.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Belknap	D. E. Edwards	H. H. Miller
D. F. Brown	D. W. Fowler	J. S. Milliken
F. W. Bryant	R. E. Glenn	W. J. McGill
J. R. Buckman	F. A. Gnau	Smith Park
W. G. Buckner	C. W. Hawkins	R. R. Rogers
W. A. Carson	J. M. Hayse	Philip J. Ryan
C. B. Carver	H. M. Holbrook	C. W. Ryans
Lonnie Cooper	E. M. Johnson	Chas. L. Seale
Fred H. Coots	W. O. Keller	M. G. Slusher
J. D. Cox	Oscar Leibson	W. R. Smith
W. J. Curtis	Leon P. Lewis	Frank L. Strange
J. L. Cushing	Joe Martin	Chiles Van Antwerp
C. L. Daly	Shelby Martin	W. S. Wallen
J. R. Dorman	A. M. Mercer	T. B. Watts
E. J. Doss	H. J. Meyers	

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Those who voted in the negative were—

Lewis Allen	S. K. Holland	Jas. J. Peters
J. H. Baughman	Ira L. Horne	Geo. W. Potter
D. F. Brown	J. C. Hutcherson	W. H. Pryor
Lee Clark	Grover C. Johnson	H. A. Pulliam
Mormon B. Daniel	J. R. Kelly	E. J. Snyder
J. O. Evans	J. L. Manning	J. G. Swearengin
Whitsett Hall	B. T. Morris	Mac Swinford
J. F. Harrison	F. T. Nichols	J. L. Valandingham
Goebel B. Henson	Caleb Page	C. D. Vincent

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Resolved that the title thereof be as aforesaid.

Mr. S. K. Holland moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. S. K. Holland moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, MARCH 12, 1926.

The House was opened with prayer by the Reverend J. R. Kyzer of the Baptist Church of Bardstown, Kentucky.

The roll was called and the following members answered to their names, viz.:

Lewis Allen	S. J. Bunger	D. E. Edwards
Wm. J. Arvin	W. A. Carson	J. O. Evans
W. O. Bach	Lee Clark	D. W. Fowler
J. H. Baughman	Lonnie Cooper	R. E. Glenn
W. B. Belknap	J. D. Cox	F. A. Gnau
T. H. Benton	J. S. Cruse	Whitsett Hall
Shaler Berry	W. J. Curtis	Lawrence Harmon
W. P. Bowman	J. L. Cushing	J. F. Harrison
D. F. Brown	C. L. Daly	C. W. Hawkins
Geo. A. Brown	Mormon B. Daniel	J. M. Hayse
F. W. Bryant	J. R. Dorman	Goebel B. Henson
J. R. Buckman	E. J. Doss	H. M. Holbrook
W. G. Buckner	James M. Durham	H. B. Holland

S. K. Holland
Ira L. Horne
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
Oscar Leibson
W. W. Leslie
Leon P. Lewis
J. L. Manning
Joe Martin
Shelby Martin
A. M. Mercer
H. J. Meyers
J. S. Milliken
T. R. Moore
D. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Caleb Page
Smith Park
J. J. Patterson
Geo. W. Potter
W. H. Pryor
Clint Raymer
Philip J. Ryan
C. W. Ryans
Chas. L. Seale
M. G. Slusher
W. R. Smith
E. J. Snyder
Frank L. Strange
J. G. Swearengin
Mac Swinford
J. L. Valandingham
Chiles Van Antwerp
C. D. Vincent
W. S. Wallen
T. B. Watts

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 266. An Act to provide for appeals from assessments of boards of supervisors and equalizers in cities and towns of the fourth, fifth and sixth classes.

S. B. 127. An Act to amend and re-enact subsection 1, of section 4606A, subsection 2, of section 4606A, subsection 3, of section 4606A, subsection 4, of section 4606A, and subsection 6, of section 4606A of Chapter 118, 1915 Edition, Carroll's Kentucky Statutes, and being Chapter 12 of Acts of 1914 session of the General Assembly, relating to a uniform system of accounting in the State and county Governments, and providing for penalties for violation of the provisions thereof.

S. B. 200. An Act making it unlawful for any judge of a circuit court or county court or police court or justice of the peace to suspend any judgment or any part thereof, in a misdemeanor case, in favor of the Commonwealth or to stay execution of same after such judgment shall have become final, and making it unlawful for any officer of any county, district, or city of this Commonwealth to release a prisoner from any county jail while confined therein under judgment of a court of this Commonwealth, and fixing penalties for such violations.

S. B. 401. An Act relating to the weighing and sampling of cream, etc.

Ordered that said bills be printed and referred to Committee on Rules.

And that they passed a bill which originated in this House of the following title, viz.:

H. B. 438. An Act to authorize county officers to turn over to the Kentucky State Historical Society for preservation old books and documents no longer of use or value to the counties.

Ordered that said bill be delivered to the Enrolling Clerk.

Mr. Lee Clark moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Lee Clark moved that when the hour of twelve o'clock Meridian, arrives today, that the House do then recess for one hour.

Said motion was agreed to.

Mr. Harmon moved that an indefinite leave of absence be granted to Mr. Miller.

Said motion was agreed to.

Mr. Lee Clerk of the Committee on Rules, to which the same had been referred, reported bills of the following titles, viz.:

S. B. 266. An Act to provide for appeals from assessments of boards of supervisors and equalizers in cities and towns of the fourth, fifth and sixth classes.

S. B. 127. An Act to amend and re-enact subsection 1, of section 4606A, subsection 2, of section 4606A, subsection 3, of section 4606A, subsection 4, of section 4606A, subsection 6, of section 4606A of Chapter 118, 1915 Edition, Carroll's Kentucky Statutes, and being Chapter 12 of Acts of 1914 session of the General Assembly, relating to a uniform system of accounting in the State and county Governments, and providing for penalties for violation of the provisions thereof.

S. B. 200. An Act making it unlawful for any judge of a circuit court or county court or police court or justice of the peace to suspend any judgment or any part thereof, in misdemeanor case, in favor of the Commonwealth or to stay execution, etc.

S. B. 401. An Act relating to the weighing and sampling of cream, etc.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration, from the Calendar, bills of the following titles, viz:

H. B. 620. An Act to authorize the State Board of Charities and Corrections to lease or purchase farm lands or farms for the employment of convict labor or the labor of inmates of the several charitable and penal institutions, and providing for the improvement of lands purchased.

H. B. 621. An Act to establish a new State primary road project to be known as Project ——, beginning at Maysville, Mason county, and extending to Augusta the county seat of Bracken county, by way of Fern Leaf, Minerva, and Dover.

H. B. 622. An Act to establish a new State primary road project to be known as Project ——, beginning at Maysville, Mason county and extending to Augusta, Bracken county.

H. B. 623. An Act relating to roads and highways.

S. B. 258. An Act to fix the time for prisoners to file application for parole.

H. B. 575. An Act to amend and re-enact Secs. 4, 5, 6 and 12 of Chap. 74, Acts of 1918, being Sections 1905a-49, 1905a-51, 1905a-57, 1905a-58 and 1905a-59, Carroll's Kentucky Statutes 1918 Edition, entitled "An Act to regulate the weighing and sampling of Milk and Cream and to provide for the examination of the glassware used for testing milk and cream, etc."

H. B. 540. An Act to amend, revise and re-enact Section 1210 of the Kentucky Statutes, relating to Sodomy and Buggery.

H. B. 537. An Act to repeal and re-enact Section 1166 Kentucky Statutes, 1915 Carroll's Edition, prescribing penalties for malicious shooting, stabbing or poisoning, with intent to kill, and fixing such penalties at five to fifteen years' imprisonment.

H. B. 548. An Act to amend, extend the provisions of, and re-enact as so extended, Section 298 of the Civil Code of Practice, relating to receivers.

H. B. 507. An Act creating the town of Lynch, in Harlan county, a municipal corporation and assigning it to the classification of fourth class cities.

H. B. 584. An Act to amend and re-enact Section 3385, Kentucky Statutes, 1922 Edition, relating to appeals from the action of the board of tax supervisors in cities of the third class.

H. B. 602. An Act to amend and re-enact Chapter 124 of the Acts of 1922, entitled "An Act to amend Section 4646 of the Kentucky Statutes, same being part of an Act of 1893 entitled 'To regulate stock running at large.' "

H. B. 601. An Act to amend and re-enact Subsection b of Section 1 of Chapter 90 of the Acts of the General Assembly of 1920 entitled "An Act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of

such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this Act, and repealing any and all conflicting laws.

H. B. 600. An Act relating to the exemption of property from taxation; providing for the repeal, amendment and reenactment of Section 4026, Kentucky Statutes, Carroll's 1915 Edition, and repealing all laws in conflict therewith.

H. B. 593. An Act to amend Section 84 of the Code of Criminal Practice and in relation to peace officers who may take bail.

S. B. 396. An Act to amend Section 2000, Carroll's Statutes of Kentucky, pertaining to Senatorial Districts.

S. Res. 30. Resolution authorizing W. P. Burke to sue the Commonwealth of Kentucky.

S. B. 177. An Act creating a board of trustees for West Kentucky Industrial College and appropriating money for its support, repealing Chapter 18 of the Acts of the General Assembly of 1918 and Chapter 100 of the Acts of the General Assembly of 1922, and Sections 489, 490 and 491 of S. B. 28 in the present session of the General Assembly.

S. Res. 31. Joint Resolution for the benefit of J. E. Coleman, of Paducah, Kentucky.

S. B. 281. An Act for the furtherance of forest fire protection, defining the duties and giving certain authorities to forest wardens; providing a penalty for failure to obey summons; and providing reasonable compensation for services and use of equipment.

S. B. 190. An Act to authorize the Governor to appoint a Commissioner of Pardons.

S. B. 151. An Act relating to elections.

S. B. 144. An Act to amend and re-enact Section 498A, Kentucky Statutes, relating to assignment and release of liens.

Ordered that said bills be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles, only.

Ordered that said bills be placed in the Orders of the Day.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 395. An Act to appropriate Sixty-five Thousand ($65,000) Dollars to the use of the Kentucky Branch of the National Congress of Parents and Teachers.

With Committee Amendments thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the General Assembly of the Commonwealth of Kentucky now declares the work done and to be done by the Kentucky Branch of the National Congress of Parents and Teachers to be a public and laudable enterprise, and a proper part of the educational and health work of the Commonwealth of Kentucky.

§ 2. That there be and there now is appropriated to the Kentucky Branch of the National Congress of Parents and Teachers, not otherwise appropriated the sum of sixty-five thousand ($65,000) dollars, annually.

§ 3. Said sum of money shall be paid to the treasurer of said institution, one-half on the 30th day of June, 1926, and one-half on the 31st day of December, 1926, and a like sum on said dates each and every year so long as this act remains effective.

The treasurer of said institution shall, before receiving the first payment of this appropriation hereunder, execute bond to the Commonwealth of Kentucky in the penal sum of one-half the total annual appropriation, conditioned upon a proper accounting for all such sums as may come into the hands of the treasurer from the Commonwealth.

§ 4. The funds hereby appropriated shall be expended under and by the direct supervision of the executive board of said institution for its behalf and for the purpose as set out in the preamble hereof. And said executive committee shall make a report of its expenditures of said funds to the Governor of the Commonwealth not later than the 10th day of January of each and every year.

§ 5. The books, papers and accounts of said institution shall at all times be open to the inspection of the State Inspector and Examiner.

Said amendments as offered by the Committee are as follows, viz:

Amend H. B. 395 in Section 2, line 3 on page 2 of the printed bill after the word "of" in said line by striking out the words and figures "Sixty-five Thousand ($65,000)" and inserting in lieu thereof the following words and figures "Five Thousand ($5,000)."

Mr. Gartin offered the following amendment to said Committee amendment, viz:

Amend Committee amendment by striking the figures $5,000 and inserting in lieu thereof the figures $10,000.

Said amendment was agreed to.

Said amendment as offered by the Committee was then agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, said bill was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. O. Evans	Thos. H. King
W. B. Ardery	D. W. Fowler	Oscar Leibson
J. H. Baughman	Otto C. Gartin	W. W. Leslie
T. H. Benton	R. E. Glenn	Leon P. Lewis
Shaler Berry	F. A. Gnau	J. L. Manning
W. P. Bowman	Whitsett Hall	Joe Martin
J. R. Buckman	J. F. Harrison	A. M. Mercer
W. G. Buckner	C. W. Hawkins	H. J. Meyers
W. A. Carson	J. M. Hayse	J. S. Milliken
C. B. Carver	Goebel B. Henson	T. R. Moore
Lee Clark	Ira L. Horne	B. T. Morris
Fred H. Coots	J. C. Hutcherson	Chas. N. McCarty
J. D. Cox	E. M. Johnson	J. L. McDavid
J. S. Cruse	Grover C. Johnson	W. J. McGill
W. J. Curtis	D. C. Jones	F. T. Nichols
J. L. Cushing	Mrs. H. G. Jorris	Smith Park
J. R. Dorman	W. O. Keller	Geo. W. Potter
D. E. Edwards	J. R. Kelly	W. H. Pryor

H. A. Pulliam	M. G. Slusher	J. L. Valandingham
Philip J. Ryan	W. R. Smith	C. D. Vincent
C. W. Ryans	J. G. Swearengin	T. B. Watts
Chas. L. Seale	Mac Swinford	

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Those who voted in the negative were—

Wm. J. Arvin	Lonnie Cooper	L. P. Murphy
W. O. Bach	C. L. Daly	J. J. Patterson
W. B. Belknap	Mormon B. Daniel	Clint Raymer
D. F. Brown	E. J. Doss	E. J. Snyder
Geo. A. Brown	H. B. Holland	Frank L. Strange
S. J. Bunger	W. W. Johnson	Chiles Van Antwerp

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The Committee offered the following amendment to the title of said bill, viz:

Amend the title of H. B. 395 by striking out the words and figures: "Sixty-five Thousand ($65,000)" and insert in lieu thereof the following: "Ten Thousand ($10,000)."

Said amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Meyers of the Joint Committee of the House and Senate, heretofore appointed pursuant to resolution adopted by the General Assembly at a former date offered the following report on behalf of said Committee, viz:

To The Senate and House of Representatives of The Commonwealth of Kentucky:

The undersigned Joint Committee of the Senate and House of Representatives appointed pursuant to the resolution of the General Assembly of the Commonwealth of Kentucky to investigate, ascertain, and report to the General Assembly, showing the amount of tolls collected and received by the Covington and Cincinnati Bridge Company for the years of 1924 and 1925, together with the cost of maintaining said bridge, the cost of constructing said bridge, the dividends paid or distributed in said years, the capital stock of said Company authorized and outstanding during the said years, and all other information necessary to determine whether said Bridge Company is exceeding the power and authority conferred upon it by Act of the General Assembly approved February 17, 1846, incorporating said Company, in the collection of tolls for crossing said bridge, respectfully report:

First: After your Committee was duly appointed, the members thereof met and elected Honorable Harry J. Meyers representative of the 65th Legislative District, Covington, Kenton county, Kentucky, as its chairman and immediately thereafter said Covington and Cincinnati Bridge Company filed a Bill in Equity in the United States District Court for the Eastern District of Kentucky to enjoin and restrain your Committee from proceeding with its investigation.

Upon hearing of said cause before the Honorable Charles Moorman, Judge of the United States Circuit Court of Appeals, Honorable A. M. J. Cochran, Judge of the Eastern District of Kentucky, and the Honorable Benson Hough, District Judge of the Southern District of Ohio, the injunction applied for was denied, and thereafter your Joint Committee proceeded with its investigation as directed under the provisions of said resolution.

Second: Your Committee, through its chairman, issued a subpoena duces tecum directed to the Sergeant at Arms of

the House of Representatives to summon and command Charles H. Fisk, Secretary, and Lulu Hays, Assistant Secretary of said Bridge Company, to produce the books, records, and documents of said Company and appear before your Committee to testify at the office of said Bridge Company in Covington, Kenton County, Kentucky, on Saturday, February 27, 1926, at 11 o'clock A. M. Said subpoena was duly served by the Sergeant at Arms upon Honorable S. D. Rouse, attorney for said Bridge Company, who accepted same, all of which is filed herewith as part of this report. Your Committee met at the time and place aforesaid, and thereupon it was agreed between said Bridge Company and your Committee that Honorable T. Scott Mayes, State Inspector and Examiner, or any one or more of his assistants should take over all the books, records, and accounts of said Bridge Company and make up a full, complete, and accurate financial statement of said Company, showing all the matters and things set forth or called for in said joint resolution, and file the same with your Committee, which was accordingly done, and there is filed herewith and made a part hereof the report of said Honorable T. Scott Mayes and W. G. Roberts, Assistant State Inspector and Examiner, which has been accepted and adopted by your Committee as its report.

Third: Your Committee incurred the following expense:

Maj. C. C. Longmire, mileage	$42.00
Maj. C. C. Longmire, other expenses	8.75
Sen. O. V. Brown	18.50
Sen. L. C. Littrell	18.50
Rep. D. C. Jones	18.50
Paul Wisenall, Stenographer	20.00

Fourth: Your Committee reports herewith a resolution accepting said report for and on behalf of the General Assembly and directing that this report be referred to Honorable William J. Fields, the Governor of the Commonwealth of Kentucky, and the Honorable Frank E. Daugherty, Attorney

General of the Commonwealth of Kentucky, with directions, all of which your Committee

Respectfully submits,

HARRY J. MEYERS, Chairman
P. J. RYAN, Sen. From Owen County
O. V. BROWN, Sen. From McLean County
D. C. JONES, Rep. From Harlan County
L. C. LITTRELL, Rep. From Campbell County

Frankfort, Kentucky.
March 11, 1926

To The Joint Committee of the Senate and House of Representatives of the General Assembly of Kentucky, Appointed to Investigate and Report on the Financial Statement of The Covington and Cincinnati Bridge Company:

Gentlemen:

Acting under the authority of the joint resolution of the Senate and House of Representatives of the General Assembly of Kentucky directing me, as State Inspector and Examiner, either myself or by one or more assistants, to obtain certain information from the books, records and accounts of the Covington and Cincinnati Bridge Company, I beg to submit the following report of the investigation made by W. G. Roberts and M. B. McMullen, Assistant State Inspectors and Examiners. Said investigation was begun March 3, 1926, and continued from day to day until same was completed on Saturday, March 6, 1926.

The summary of said report, in reply to the information called for, is as follows:

The amount of Capital Stock of said Bridge Company January 1, 1925, issued and outstanding, as shown by the records, is $894,300.00. See Exhibit "B," page 33.

The authorized Capital Stock of said Bridge Company, January 1, 1926, was $2,749,700.00. See Exhibit "B," page 33.

The amount of Capital Stock outstanding January 1, 1926, is $1,734,800.00. See Auditor's report, page 4.

The amount of tolls received for the year 1924 was $496,-689.82. See Exhibit "D," page 37.

Other receipts from the bridge property on the accrual basis for the year 1924 were $16,595.29. The total receipts from the bridge property for the year 1924 were $513,285.11.

The amount of tolls received for the year 1925 was $545,-404.77. See Exhibit "D," page 37.

Other receipts from the bridge property for said year on the accrual basis was $12,924,86. The total recipts from the bridge property for the year 1925 was $558,329.63. See Exhibit "D," page 37.

The net profit, as shown by the books of the Company for the year 1924 was $272,109.70 and the net profit for the year 1925 was $268,230.34. See Exhibit "D," page 37.

The cash receipts from all other sources for the years 1924 and 1925 are shown in Exhibit "C," pages 34 and 35, taken from the Minute Book of the Bridge Company. These are not necessarily earnings but, whether they are or not, they are reflected in the statement of net profits for the years 1924 and 1925 as above stated.

The total cost of maintenance and operating the said bridge for the year 1924, was $241,175,41 and for the year 1925 the total cost of maintenance and operating said bridge was $290,099.29. See Exhibit "D," page 38. Other cash expenditures for the years 1924 and 1925 are as follows:

1924	$351,264.79
1925	485,082.99

For items see Exhibit "C," pages 34 and 36.

Included in the item of $351,264.79 for the year 1924, is a dividend of $90,000,00, purchase of Liberty Bonds $198,-000.00 and payment on real estate, interest, etc. Included in the item of $485,082.99, other expenses for 1925, is the item of $330,663.75 dividends, payments on real estate, bridge

structure, etc. See Exhibit "C," pages 34 and 36. All of the items herein referred to are reflected in the balance sheet.

Salaries and wages of officials and employees for the year 1924 amounted to $77,541.17. See Exhibit "C," page 34. In addition to this, there was paid for legal service for 1924, $2,-453.47. The salaries and wages for the year 1925 amounted to $89,477.02. See Exhibit "C," page 36. There was paid for the year 1925 for legal and professional service $14,885.34.

There is filed herewith a payroll for officials and employees for the months of January, 1924, and 1925. See Exhibit "K," pages 47 and 48.

The dividends paid on the outstanding capital stock for the year 1924 were $90,000.00, which was 12% on the preferred stock of $750,000.00, the total outstanding stock at that time being $894,300.00 of which $144,300.00 was non-preferred stock.

The dividends paid for the year 1925 were $330,663.75 in cash. In addition to this, a stock dividend of 100% on $894,-300.00 of stock was declared. The total cash and stock dividends declared in 1925 were $1,224,963.75 on the then outstanding stock of $894,300.00 on January 1, 1925. After declaring the cash dividend and the stock dividend in the year 1925, as above stated, there was left a surplus of $525,199.38 undistributed. See Exhibit "G," page 44.

On April 2, 1925, the company retired and canceled $355,-700.00 of non-preferred stock. Of this amount, $86,700.00 of the stock had never been issued and $269,000.00 of the stock so cancelled had been purchased from time to time out of the earnings of the company. See Exhibit "B," page 33.

The original cost of construction of said bridge, as shown by the records of the company, was $1,603,242.75, re-construction and widening $557,706.48, and extension, Cincinnati approach, $453,769.09, total $2,614,718.32, to which there has been added buildings and other improvements amounting to $30,771.65, making the total cost $2,645.489.97, from which there has been deducted for depreciation the sum of $839,-

991.01, leaving the net "book value" of structure December 31, 1924, as $1,805,498.96. The depreciation is figured upon the basis allowed by the United States Government in computing income tax returns. See Exhibit "F," page 41.

As to how the improvements were paid and as to what sources the revenue was derived, I wish to state that I gather the following information from the United States Report, 154, page 204, from an opinion decided May 26, 1894, in the case of the Covington and Cincinnati Bridge Company v. Kentucky. In this case, the following facts are stated:

"The Covington and Cincinnati Bridge Company was incorporated under an Act of the Legislature of Kentucky, approved February 17, 1846, the third section of which required the confirmation of the Act by the State of Ohio before the corporation should open its books for subscription, and the eighth section of which declared that the 'President and Directors shall have the right to fix the rates of toll for passing over said bridge, and to collect the same from all and every person or persons passing thereon, with their goods, carriages, or animals of every description or kind; provided, however, that the said company shall lay before the Legislature of this state a correct statement of the cost of said bridge, an annual statement of the tolls received for passing the same, and also the cost of keeping the said bridge in repair, and of the other expenses of the company; and the said President and Directors shall, from time to time, reduce the rates of toll so that the net profits of said bridge shall not exceed 15 per centum per annum, after the proper deductions are made for repairs and charges of other description.'

"By an Act of the Legislature of Ohio enacted March 9, 1849, this company was made a body corporate and politic of that State, 'that the same franchises, rights, and privileges, and subject to the same duties and liabilities,' as were specified in its original incorporation; and that a proviso that 'nothing herein contained shall be construed to take away the jurisdiction of this State to the center of said bridge, nor in

any wise to acknowledge the jurisdiction of the Commonwealth of Kentucky this side of said center.' "

"On March 20, 1850, this Act of confirmation was amended by the Legislature of Ohio by granting the company power to enter upon any lands in the City of Cincinnati, from low water mark in the Ohio river northwardly, not exceeding one hundred feet in width to Front street, and appropriate the same for passageways and abutments, etc."

"The original act of incorporation was amended by the Legislature of Kentucky by the following amongst other subsequent acts:

"1. By act of February 23, 1856, authority was given to increase the capital stock from $300,000 to $700,000, with power in the City of Covington to subscribe for and purchase $100,0000.

"2. By act of February 6, 1868, the company was authorized to issue preferred stock under certain restrictions, such stockholders to receive dividends of 6 per cent."

"3. By an act of February 5, 1861, the capital stock was increased to $1,000,000, one-half of such amount in preferred stock, and to pledge the revenues of the company for the payment of dividends upon such preferred stock to the extent of 15 per cent per annum.

"4. By act of January 21, 1865, the capital stock was inincreased to $1,250,000, the additional $250,000 being preferred stock, the holders of which should enjoy all the benefits, privileges, and immunities to which the holders of the existing stock were entitled."

From this it appears that the authorized capital stock of the bridge company was $1,250,000.00, of which sum $86,700.00 was never issued. The total issue of preferred and non-preferred capital stock was $1,163,300.00. The original cost of the structure, before the additions were made thereto, as shown by the books of the company, is $1,603,242.75. The additions thereafter made, according to the books, cost $1,011,-475.52. Other properties acquired cost $30,771.65, making the

total cost of the property of the bridge company as per its records $2,645,489.97. Therefore, the total cost of the bridge property in excess of the amount realized from the sale of capital stock, assuming that it was sold at par, was $1,482,-189.99 to January 1, 1925. This must have been paid out of the earnings of the company since the surplus shown as of January 1, 1925, was $1,481,932.79.

During the period up to January 1, 1925, the company purchased $269,000.00 of its outstanding stock and carried this on the books at its par value. Therefore, on January 1, 1925, there was outstanding only $894,300.00 of capital stock. See Exhibit "F,", page 42.

On October 2, 1925, the company adopted an amendment to its charter by which the Board of Directors were authorized to issue $1,855,400.00 of new capital stock, this increasing the capital stock from $894,300.00 to $2,749,700.00, which was the total amount of authorized stock on December 31, 1925. There has been issued new stock to the amount of $1,734,800.00 to January 1, 1926. The outstanding common and preferred stock of the old stock is $894,300.00 and the corporation holds $53,800.00 of the new stock to be exchanged for $26,900.00 of old stock and $26,900.00 of stock dividend thereon, and there was on January 1, 1926, unissued stock of $66,800.00. See report of audit, pages 3 and 4.

The audit and exhibits referred to are herewith filed as part hereof marked as indicated, all of which is

Most respectfully submitted,

T. Scott Mayes,

State Inspector and Examiner.

Frankfort, Kentucky.
March 10, 1926.

Hon. T. Scott Mayes,
State Inspector and Examiner,
Frankfort, Ky.

Dear Sir:

The following report is the result of an investigation of the affairs of the Covington and Cincinnati Bridge Company, of Covington, Kentucky, which was made under your instructions as per a resolution of the Joint Committee of the Senate and the House of Representatives of the Commonwealth of Kentucky.

This audit was made March 3rd and the subsequent days that followed by me in person, assisted by Mr. M. B. McMullen, and was made from the records and files of said bridge company, together with the report of an audit made by Earnst & Earnst, accountants, which are kept by said bridge company at its office at the end of the Kentucky approach to this bridge in Covington, Kentucky.

Accompanying this report is:

Exhibit "A"—The minutes of the meetings of the Board of Directors and stockholders showing the proceedings leading up to the increase of capital stock.

Exhibit "B"—Summary of proceedings leading to the increase of capital stock.

Exhibit "C"—Annual report of December 31, 1924, taken from the Minute Book of the bridge company, and the annual report of December 31, 1925, compiled from the quarterly reports in the Minute Book of the Bridge Company.

Exhibit "D"—Profit and loss statements for the calendar years 1917 to 1925, inclusive.

Exhibit "E"—Balance Sheet, 1923.

Exhibit "F"—Balance Sheet, 1924.

Exhibit "G"—Balance Sheet, 1925.

Exhibit "H"—Income and expense from 1867 to 1912, inclusive, and for the years 1913, 1914, 1915, and 1916, separately.

Exhibit "I"—Dividends paid from 1867 to 1912, inclusive, and 1913 to 1923, separately.

Exhibit "K"—Payrolls for January, 1924, and January, 1925.

Exhibit "L"—Copy of Original Charter.

The books of this company are kept on a "Cash Receipt and Disbursement basis" up to December 31st of each year when accruals are set up as of December 31st and the books closed. However, no closing entries were made on the records until December 31, 1924.

The Balance Sheets for the years 1923 and 1924 are as per the records. The Balance Sheet as of December 31,1915, is as per the accruals as set up in Earnst & Earnst's report, which are not yet set up in the records.

Under the charter of the Covington and Cincinnati Bridge Company, said bridge company was authorized to issue $1,250,000.00 in stock, $750,000.00 of this stock being preferred and $500,000.00 non-preferred.

During the course of this investigation, it developed that $86,700.00 of the non-preferred stock was unissued and $269,000.00 was purchased from time to time out of the earnings of said bridge company.

At a meeting of the stockholders and Board of Directors of said bridge company on April 2, 1925, it was finally unanimously decided to reduce the capital stock from $1,250,000.00 to $894,300.00 by canceling the $86,700.00 worth of non-preferred stock unissued and the $269,000.00 non-preferred stock purchased from time to time out of the earnings of said bridge company. This action left the outstanding capital stock at $894,300.00.

On October 2, 1925, an amendment to the charter was adopted by the Board of Directors which authorized the issuance of $1,855,400.00 of new capital stock. The issuance of

this new stock increased the capital stock from $894,300.00 to $2,749,700.00 which was the total amount of authorized stock December 31, 1925. The following table illustrates the status of capital stock on January 1, 1925, when re-capitalization was being contemplated:

Preferred Stock, issued		$70,000.00
Non-preferred stock:		
Held by stockholders	$144,300.00	
Purchased by company from time to time out of earnings	269,000.00	
Unissued	86,700.00	$500,000.00
Total		$1,250,000.00

The following table illustrates the status of capital stock as of April 2, 1925, when reduction of capital was completed:

Preferred stock issued			$750,000.00
Non-preferred stock issued		$500,000.00	
Less cancellations:			
Unissued stock	$86,700.00		
Company's purchase from time to time	269,000.00	355,700.00	
		$144,300.00	
Held by stockholders			$144,300.00
Total outstanding stock April 2, 1925,			$894,300.00

The following table illustrates the status of capital stock as of January 1, 1926:

New Stock Issued and Outstanding:			
New stock exchanged for old stock	$867,400.00		
100% Stock dividend	867,400.00	$1,734,800.00	
Unissued:			
New stock to be exchanged for old stock		$26,900.00	
100% Dividend on same to be distributed		26,900.00	

Unissued "Treasury" stock	66,800.00	120,600.00
Old Stock:		
Preferred	$750,000.00	
Common	144,300.00	894,300.00
Total authorized issue		$2,749,700.00

Exhibit "D" shows the amount of tolls received for passing over and crossing the bridge during the years 1924 and 1925, separately, together with all other receipts and emoluments of every kind received by the Bridge Company, as per accruals as set up in books.

The following summary shows the cash receipts as shown on the Minute Book of the Bridge Company:

1924 Bridge Tolls:

Tolls	$401,689.82	
Cincinnati and Covington Street Railway	95,000.00	
		$496,689.82
Rents:		
Cable rents	$1,042.54	
Property and signs	2,211.75	
		$3,254.29
Other Receipts and Refunds:		
Refunded Insurance	$103.41	
Expenses	13.50	
Miscellaneous Equipment	2.00	
Repairs and maintenance	5,093.47	
Labor—Repairs and maintenance	13.00	
		$5,225.38
Other Sources:		
Bonds sold	$50,375.00	
Interest on Sinking Fund	855.59	
Interest on Bonds	9,908.25	

Income Tax Refunded	15,422.93	
Ohio Capital Stock refunded	1,088.18	
		$77,649.95
Total		$681,445.49
1925 Bridge Tolls:		
Tolls	$450,404.77	
C. & C. S. Railway Co.	95,000.00	
		$545,404.77
Rents:		
Cable Rents	$1,468.08	
Property Rents	1,832.40	
Sign Rents	145.65	
Wharfage	2.25	
		$3,448.38
Other Receipts and Refunds:		
Payroll	$45.50	
Labor and Maintenance	39.00	
Dynamos and Old Iron	125.40	
Repairs	1,143.03	
		$1,352.93
Other Sources:		
Refund on property purchased	$496.74	
Refund on Ohio Taxes	1,488.23	
Refund on Interest on Property rented	67.01	
Income Tax Refund	44.81	
Interest on bonds	1,119.92	
Bonds sold	136,703.13	
Interest on Liberty Bonds	5,737.50	
Interest on Sinking Fund	1,146.16	
		$146,803.50
Total Receipts		$697,009.58

Exhibit "D" shows the expenses incurred in maintaining and operating the bridge for the calendar years 1924 and 1925, separately, as per the accruals as set up in the records.

The following summary from the Minute Book of the Bridge Company shows the amount of cash expended both for operating and maintenance, together with other expenditures made by the Bridge Company for the years 1924 and 1925, separately.

1924 Salaries and Wages:		
Executive Salaries	$2,566.66	
Office Salaries	5,155.00	
Collectors and Employees	50,710.37	
Labor—Repair and Maintenance	16,859.18	
Labor sundry	328.96	
Pensions	1,921.00	
		$77,541.17
Administrative:		
Office supplies	$343.35	
Telephone	183.21	
Legal Service	2,453.47	
Postage	53.46	
Dues and Memberships	125.00	
Office Furniture	221.02	
		$3,379.51
Maintenance:		
Repairs and Maintenance	$41,253.12	
Sundry Supplies and Expense	1,545.60	
Fuel, Light and Water	2,320.82	
Donations	2,177.00	
Insurance	6,482.04	
Taxes	86,364.45	
Tax on Bonds	179.25	
		$140,422.28
Cash Cost of Operating		$221,342.96

Other Expenditures:		
Sinking Fund	$35,000.00	
Liberty Bonds and Certificates	198,895.36	
Dividends	90,000.00	
Bond Account:		
Fifth—Third Bank	20,000.00	
Covington Real Estate:		
Land	919.73	
Buildings	667.60	
Cincinnati Real Estate	3,955.96	
Interest on Bonds	1,826.14	
		$351,264.79
Total Expenditures		$572,607.75
1925 Salaries and Wages:		
Executive Salaries	$3,210.00	
Office Salaries	5,085.00	
Collectors and Employees	51,168.13	
Labor—Repairs and Maintenance	27,762.64	
Labor—Sundry	187.25	
Pensions	2,064.00	
		$89,477.02
Administrative:		
Office Supplies	$842.67	
Telephone and Telegraph	1,031.50	
Legal and Professional Service	14,885.34	
Postage	344.64	
Dues and Membership	125.00	
Office Furniture	853.09	
		$18,082.24
Maintenance:		
Sundry Supplies and Equipment	$3,096.80	
Fuel, Light and Water	2,077.31	
Repairs and Maintenance	8,752.48	
Insurance	25,221.46	
Taxes	66,950.11	

Donations	2,750.00	
Additional Income Tax	3,593.94	
Income Tax	9,486.45	
Interest	250.81	
Equipment	2,941.28	
Permanent Buildings	241.33	
Repairs on Rented Property	21.52	
Miscellaneous	29.76	
		$125,413.25
Cash Cost of Operating		$232,972.51
Other Expenditures:		
Bond Account—Fifth and Third Bank	$18,000.00	
Dividends	330,663.75	
Sinking Fund	35,000.00	
Buildings under construction	37,014.90	
Fencing	5,019.23	
Bridge Structure	4,085.60	
Cincinnati Real Estate	22,442.87	
Covington Real Estate	11,551.56	
Covington Real Estate purchased	18,659.00	
Bridge Extension	1,684.36	
Insurance	296.07	
Auto Trucks	665.65	
		$485,082.99
Total		$718,055.50

Exhibit "K," which is the payrolls for January, 1924, and January, 1925, represents the monthly salaries paid each individual official and employee. In addition to this stipulated amount, each employee receives a cash bonus representing one month's wages in December in lieu of Christmas present. The directors receive $10.00 each for each meeting attended.

Exhibit "I" shows dividends as paid from 1867 to 1925. The dividends from 1867 to 1912 are shown in the aggregate while from 1913 to 1925, respectively, are shown annually. From this it will be seen that the Bridge Company paid a dividend of $90,000.00 in 1924 and a cash dividend of $330,-663.75 in 1925. The outstanding capital stock in 1924 was $894,300.00, $750,000.00 of this being preferred and $144,-300.00 non-preferred. The dividend for 1924 was 12% on the preferred stock.

Before the reorganization and increase of capital stock, the bridge company cancelled and retired $355,700.00 in stock. This was represented by $86,700.00 in stock unissued and $269,000.00 in stock purchased by the company from time to time out of the earnings of the bridge. By the cancellation of this stock, the capital stock stood at $894,300.00 at the time of reorganization.

The original cost of the bridge, as shown by the records, is $1,603,242.75. The improvements on the bridge, as shown by the records, are: "Widening Account" which amounted to $557,706.48 and the lengthening of the Cincinnati approach which amounted to $453,769.09, which makes the total cost of the structure $2,614,718.32. Added to this, are buildings, office equipment, fencing, etc., which make a total outlay of $2,645,489.97 from which there is deducted $839,991.01 as depreciation, as shown on the records, which leaves the book value of the bridge property as of December 31, 1924, $1,805,-498.96. The following summary from the balance sheet as of December 31, 1924, illustrates in detail the value of the bridge property:

Bridge Structure:	
Construction (Original Structure)	$1,603,242.75
Reconstruction (Widening Account)	557,706.48

Extension (Cincinnati Approach)	453,769.09	
		$2,614,718.32
Buildings		10,637.23
Office Equipment		1,591.57
Fencing		1,587.51
Sundry Equipment		4,068.65
Buildings under course of construction		12,886.79
		$2,645,489.97
Less allowance for Depreciation		839,991.01
Net cost of construction December 31, 1924		$1,805,498.96

The surplus, as shown by the balance sheet, as of December 31, 1924, was $1,481,932.79. The following summary shows the analysis of this surplus:

Balance December 31, 1923	$841,800.65	
Add adjustment for Depreciation	473,602.61	
		$1,315,403.26
Deduct adjustment on account of Income Tax		15,880.17
Adjusted Surplus December 31, 1923		$1,299,823.09
Add Earnings year, 1924	$272,109.70	
Deduct Dividend paid year 1924	90,000.00	
		182,109.70
Surplus December 31, 1924		$1,481,932.79

The surplus, as shown by the balance sheet of December 31, 1925, was $525,199.38. The following summary shows the analysis of this surplus:

Surplus December 31, 1924	$1,481,932.79

Add Net Earnings 1925	268,230.34	
		$1,750,163.13
Deduct—Cash dividend 1925	$330,663.75	
Stock dividend	894,300.00	
		1,224,963.75
Surplus December 31, 1925		$525,199.38

This surplus was accumulated out of the earnings of the bridge company from year to year and is represented in the cost of the bridge structure, together with the improvements made thereon, and other securities such as bonds, etc., held by the bridge company. It was partly out of the large surplus of December 31, 1924, that the large cash dividend of $330,663.75 and the stock dividend of $894,300.00 were declared and paid, the bridge company, using this surplus as its base for increasing the capital stock to $2,749,700.00.

The amount of $1,855,400.00, as used by the bridge company to increase capital, is derived from the cost of the bridge structure as established in a suit growing out of an indictment filed May 9, 1890, this amount being $1,855,462.36. In recapitalizing, the bridge company issued $1,855,400.00 worth of new stock, this being the cost of the bridge structure, in round numbers, as established in the suit mentioned above.

Respectfully submitted,

W. G. ROBERTS,

Ass't State Inspector and Examiner.

Summary showing amount of capital stock January 1, 1925; authorized capital stock January 1, 1926; statement of tolls received and other receipts; all expenses to operate bridge; dividends as paid; amount of stock retired before reorganization and increase of capital stock; the original cost of construction of bridge and improvements.

(1) Amount of capital stock Jan. 1, 1925:

Preferred		$750,000.00
Non-preferred	$500,000.00	

Less Unissued	$86,700.00		
Purchased	269,000.00		
		355,700.00	
			144,300.00
Outstanding capital stock Jan. 1, 1925			$894,300.00
(2) Authorized capital stock Jan. 1, 1926			$2,749,700.00
Outstanding:			
New stock exchanged for old	$867,400.00		
100% stock divided on same	867,400.00		
		$1,734,800.00	
Unissued:			
New stock to be exchanged for old	$26,900.00		
100% stock dividend on same	26,900.00		
100% Treasury stock on same	66,800.00		
		120,600.00	
Old Stock Exchanged:			
Preferred	$750,000.00		
Non-preferred	144,300.00		
		894,300.00	
		$2,749,700.00	
			$2,749,700.00

(3) Full correct and complete statement of all tolls received for passing over bridge during the years 1924 and 1925 and all other receipts of said bridge.

1924:

Bridge tolls	$496,689.82

Rentals, signs and telephone cables, etc.	1,111,10
Rentals on property owned	1,095.00
Sign and wharfage rentals	566.55
Interest on bank deposits	712.66
Sale of Gov't securities	62.50
Interest on overpayment of Gov't tax	4,178.69
Interest on U. S. Securities	8,866.79
Miscellaneous	2.90
Total	$513,285.11

OTHER RECEIPTS.

1924 Receipts:

Bonds sold	$50,375.00
Interest on sinking fund	855.59
Interest on bonds	9,908.25
Income tax refunded	15,422.93
Ohio State tax refunded	1,088.18
Total	$77,649.95

(4) 1925:

Bridge Tolls	$545,404.77
Rentals, signs and Telephone Cables	1,468.08
Rentals on Property owned	2,329.65
Rentals, sign and wharfage	587.60
Interest on bank deposits	1,160.19
Sale of Gov't Securities	861.57
Interest on U. S. Securities	6,392.37
Miscellaneous	125.40
Total	$558,329.63

OTHER RECEIPTS.

1925 Receipts:

Bonds Sold	$136,703.13

Interest on Bonds	1,119.92	
	$137,823.05	

(6) Cost of operating and maintaining bridge:

	1924	1925
Salaries of Officers	$2,000.00	$3,000.00
Salaries of Employees	50,343.04	51,222,63
Interest on Bonds and Notes	18,591.19	17,430.89
City, County and State Real and Personal Taxes	21,474,44	22,335.86
Federal Capital Stock Taxes	1,622.00	2,616.94
Federal Income Tax paid at source	202.75	167.50
Repairs	5,034.65	7,812.24
Repair Labor	16,772.51	27,723.64
Supplies and Expense	1,134.20	2,682.73
Donations	2,175.00	2,750.00
Insurance	4,969.29	5,801.66
Fuel and Light	2,302.70	2,325.56
Legal and Professional Services	2,599.47	12,386.20
Depreciations	39,861.31	45,112.86
Office Salaries	5,125.00	5,085.00
Directors and Auditing Committee	400.00	210.00
Sundry Wages	315.80	187.25
Pensions	1,921.00	2,064.00
Franchise Taxes	25,371.89	37,789.32
Office Supplies and Printing	343.35	842.67
Dues and Memberships	125.00	126.00
Miscellaneous		46.20
Repairs, Taxes, etc. on property owned		1,807.07
Interest on Prior Year Federal Taxes		218.59
Telephone and Telegraph	185.70	208.58

Uniforms and Caps	284.60	
Premiums on Bonds purchased	21.25	115.00
Postage	53.46	31.90
Provisions for Federal Taxes	37,945.81	38,000.00
Total Expense	$241,175.41	$290,099.29

Disbursements and Expenditures:
1924

Sinking Fund	$35,000.00
Liberty Bonds and Certificates	198,895.36
Dividends	90,000.00
Bond Acc't 5th-3rd Bank	20,000.00
Covington Real Estate Land	919.73
Covington Real Estate Bldg.	667.60
Cincinnati Real Estate Bldg.	3,955.96
Interest on Bonds	1,826.14
Total	$351,264.79

Disbursements and Expenditures:
1925

Bond Acc't 5th-3rd Bank	$18,000.00
Dividends	330,663.75
Sinking Fund	35,000.00
Building under construction	37,014.90
Fencing	5,019.23
Bridge Construction	4,085.60
Cincinnati Real Estate	22,442.87
Covington Real Estate	11,551.56
Covington Real Estate purchased	18,659.00
Bridge Extension	1,684.36
Insurance	296.07
Auto Trucks	665.65
	$485,082.99

(8) Salaries of officers, agents, employees, etc., see payroll.

(9) The dividends paid on outstanding capital for the years 1924 and 1925:

1924: $90,000.00 or 12% on $750,000.00

1925: $330,663.75

(10) The amount of stock retired before reorganization: $355,700.00

(11) The original cost of construction of said bridge and cost of improvements thereon:

Bridge Structure:		
Original Computed Construction	$1,603,242.75	
Reconstruction	557,706.48	
Cincinnati Approach	453,769.09	
		$2,614,718.32
Building and Equipment:		
Buildings	$10,637.23	
Office Equipment	1,591.57	
Fencing	1,587.51	
Sundry Equipment	4,068.55	
Buildings in course of construction	12,886.79	
		30,771.65
		$2,645,489.97
Less allowance for depreciation		839,991.01
Net "Book Value" of Structure Dec. 31, 1924		$1,805,498.96

Exhibit A. The minutes of the meetings of board of directors and stockholders showing the proceedings leading up to the increase of capital stock and pertaining to reorganization.

Covington, Ky., Dec. 4, 1924.

The following resolution taken from the minutes of the above meeting was adopted.

"Whereas the Covington Bridge Company has $1,408,-159.26 surplus physical assets, and

Whereas, it is deemed advisable to distribute a portion of said surplus among the present owners and holders of the stock of said company, and

Whereas, it is further deemed advisable to put all the outstanding stock of said company, non-preferred and preferred on an equal basis,

Now, to accomplish said purpose, Be It Resolved: Subject to the approval and ratification of the stockholders of said company:

1. That the $269,000.00 of the non-preferred stock of the Covington and Cincinnati Bridge Company heretofore and from time to time purchased by said company be canceled and retired:

2. That the authorized capital stock of said company, be increased from $1,250,000.00, the amount of the stock now authorized, to $2,000,000.00, of which authorized increased stock $500,000.00 shall be non-preferred and $250,000.00 shall be preferred of the same kind and with the same rights and privileges as the present authorized and outstanding preferred stock:

3. That a cash dividend of 25% be paid to the present outstanding preferred stock and a cash dividend of 10% to the present outstanding non-preferred stock;

4. That the holders and owners of the present outstanding non-preferred stock be permitted to exchange their non-preferred stock, for an equal number of shares of preferred stock, and

5. That a stock dividend of 100% non-preferred stock be declared and paid upon all the outstanding stock of said company, which, having been read and fully discussed and con-

sidered, were unanimously adopted and ordered spread upon the records of this meeting.

Thereupon the president was instructed to give to the stockholders of the company, a notice that a meeting of the stockholders would be held on January 20, 1925, at 11:00 o'clock a. m. to consider and vote upon said resolution above adopted."

Annual Meeting January 7, 1925.

The following resolution taken from the minutes at the annual meeting was unanimously adopted.

"Whereas the Covington and Cincinnati Bridge Company has $———— of its surplus represented by its physical assets, and it is deemed advisable to issue new stock for a portion of said surplus to the holders of the stock of said company now outstanding, and

Whereas, it is desired to readjust the stock of said company, and to place the outstanding non-preferred stock on a better basis;

Now therefore, in order to accomplish said purposes, Be it Resolved, subject to the approval and ratification of the stockholders of the said company, as follows:

1. That the present non-preferred or common capital stock of said company, consisting of five hundred thousand dollars ($500,000.00) be reduced to one hundred, forty-four thousand and three hundred dollars ($144,300.00) by the cancellation and retirement of two hundred and sixty-nine thousand dollars ($269,000.00) of said stock, heretofore and from time to time purchased by said company, and of eighty-six thousand, and seven hundred dollars ($86,700.00) of said stock, which has not been issued.

2. That the capital stock of said, the Covington and Cincinnati Bridge Company, then amounting to eight hundred ninety-four thousand and three hundred ($894,300.00) dollars, consisting of seven hundred and fifty thousand dollars ($750,000.00) of preferred stock, and one hundred and forty-four thousand and three hundred dollars ($144,300.00) of

non-preferred or common stock, be thereafter increased to two million dollars ($2,000,000.00) nd that said increase of one million, one hundred and five thousand, seven hundred dollars ($1,105,700.00) be issued and disposed of as two hundred and fifty thousand dollars ($250,000.00) of second preferred stock twenty-five hundred (2,500) shares of one hundred dollars ($100.00) each and eight hundred, fifty-five thousand, seven hundred dollars ($855,700.00) of non-preferred or common stock, in eight thousand, five hundred and fifty-seven (8557) shares of one hundred dollars ($100.00) each; and that the holders of said second preferred stock shall be entitled to receive when and as declared out of the surplus profits of said company, dividends at the rate of eight per cent (8%) per annum, and no more, after the already issued and outstanding preferred stock shall have received fifteen per cent (15%) dividends per annum thereon; and before the non-preferred or common stock shall receive any dividends, and that after payment of said dividends upon said preferred and said second preferred stock, the non-preferred or common stock shall be entitled to dividends.

3. That such amendment be made to the charters of said company as may be necessary in order to provide for the readjustment of its capital stock, and the issuing of its second preferred stock as aforesaid.

4. That a cash dividend of twenty-five per cent (25%) be paid the holders of the present outstanding preferred stock of said company, and a cash dividend of ten per cent (10%) be paid to the holders of the present outstanding non-preferred or common stock of said company, out of its surplus profits.

5. That holders of the present outstanding non-preferred or common stock of said company be authorized and entitled to exchange said stock for second preferred stock, each share of their present stock for one share of said second preferred stock.

6. That after said readjustment of the capital stock of said company has been made, a stock dividend of one hundred per cent (100%) of non-preferred or common stock be declared and paid upon all outstanding stock of said company.

Resolved further, that a meeting of the stockholders of said company is hereby called to be held at its office at the bridge end on Second St., in the city of Covington, Kentucky, on Monday, the 16th day of February, A. D. 1925, at 11 o'clock in the forenoon for the purpose of considering and taking action upon said maters.''

February 16th, 1925.

''The Poll Books were ordered to be placed in the files and records of the company.

The following statement from the Proxies of the stockholders dated February 16, 1925, addressed to the company, was read and ordered spread upon the minutes, the original to be preserved in the files and records of the company, to-wit:

Covington and Cincinnati Bridge Company,
Cincinnati, Ohio, February 16, 1925.

The undersigned in whose names a majority of the shares of the capital stock of the Covington and Cincinnati Bridge Company stands on the books of the company hereby consent that the capital stock of said company be reduced from one million two hundred and fifty thousand dollars ($1,250,000.00) consisting of five hundred thousand dollars ($500,000.00) of common stock, divided into five thousand (5,000) shares of the par value of one hundred dollars ($100.00) each and seven hundred and fifty thousand dollars ($750,000.00) preferred stock divided into seventy-five hundred (7,500) shares of par value of one hundred dollars ($100.00) each, up to eight hundred ninety-four thousand, three hundred dollars ($894,300.00) to consist of one hundred forty-four thousand three hundred dollars ($144,300.00) common stock, divided into fourteen hundred and forty-three (1,443) shares of the par value of one hundred dollars ($100.00) each, and

seven hundred and fifty thousand dollars ($750,000) of preferred stock divided into seventy-five hundred (7,500) shares of the par value of one hundred dollars ($100.00) each; and that the Board of Directors may take such action as may be necessary to carry such reduction into effect.

Names of Stockholders	No. of shares owned
Charles David Estate—Wallace A. McKay	10"
Atty. in Fact	Etc.

"Notice of Stockholders meeting.

Notice is hereby given that the annual meeting of the Stockholders of the Covington and Cincinnati Bridge Company will be held at its office at the bridge end on Second Street in Covington, Kentucky, on Monday, the 16th day of February, A. D. 1925, at 11 o'clock A. M. for the election of a President and six Directors and for such other matters as may properly come before said meeting and that a meeting has also been called by the Board of Directors of said company to be held at the same time and place, for the purpose of considering and taking action upon the following matters:

1. A proposed reduction of the present non-preferred or common stock of said company from $500,000.00 to $144,300, by the cancellation and retirement of $355,700 of said stock, partly owned by the Company and partly unissued.

2. A proposed increase thereafter of the capital stock of said company by issuing $250,000 of second preferred stock with a dividend rate of 8% per annum thereon, and $855,700 of non-proferred or common stock.

3. A proposed amendment of the charters of said Company providing for the issue of second preferred stock, and stating the amounts of the respective issues of the Company's stock.

4. A proposed right to the holders of the outstanding non-preferred or common stock of the Company to exchange said stock for second preferred stock, each share of their present stock for one share of the second preferred stock.

5. A proposed dividend of 25% upon the present outstanding preferred stock of said Company, and a cash dividend of 10% on the present outstanding non-preferred or common stock of said company.

6. A proposed stock dividend of 100% of non-preferred or common stock upon all outstanding stock of said Company, after the readjustment of its capital stock as mentioned above.

Authorizing all such proceedings as may be necessary or proper for carrying the above matter into effect.

A. Clifford Shinkle, President."

February 16, 1925.

"The following Resolution was unanimously adopted.

Resolution of Board of Directors for Reduction of Capital Stock.

Resolved that the capital stock of the Covington and Cincinnati Bridge Company be reduced from One Million, Two Hundred and Fifty Thousand Dollars ($1,250,000.00), consisting of Five Hundred Thousand Dollars ($500,000.00) common stock, divided into five thousand (5,000) shares of the par value of One Hundred Dollars ($100.00) each, and Seven Hundred Fifty Thousand Dollars ($750,000.00) preferred stock, divided into seventy-five hundred (7,500) shares of the par value of One Hundred Dollars ($100.00) each; to Eight Hundred, Ninety-four Thousand, Three Hundred Dollars ($894,300.00), to consist of One Hundred Forty-four Thousand, Three Hundred Dollars ($144,300.00) common stock, divided into fourteen hundred and forty-three (1,443) shares of the par value of One Hundred Dollars each, and Seven Hundred and Fifty Thousand Dollars ($750,000.00) of preferred stock, divided into seventy-five hundred (7,500) shares of the par value of One Hundred Dollars ($100.00) each; further that the President and Secretary are hereby instructed to cancel the certificates required by this action, and also to file a certificate of such reduction in the office of the Secretary of the State, as required by law."

April 2, 1925.

"Mr. Rouse presented the following notice of the adoption of an amendment to Articles of Incorporation reducing stock and moved its adoption.

Said notice was duty seconded and adopted. It is as follows:

Amendment to Articles of Incorporation Reducing Stock.

Know All Men by these presents:

That pursuant to a Resolution of the stockholders of the Covington and Cincinnati Bridge Company held in conformity to the Statutes of the State of Kentucky in such cases made and provided on the 16 February, 1925, the undersigned, the President and a majority of the Directors of the Covington and Cincinnati Bridge Company hereby certify that they have and by these presents do reduce the authorized capital stock of said Bridge Company from One Million Two Hundred Fifty Thousand Dollars ($1,250,000.00), consisting of Seven Thousand Five Hundred (7500) shares of the par value of One Hundred Dollars ($100.00) each, of preferred stock and Five Hundred Thousand Dollars ($500,000.00), consisting of Five Thousand (5,000) shares of the par value of One Hundred Dollars ($100.00) each of non-preferred stock to Eight Hundred Ninety-four Thousand Three Hundred ($894,300.00), consisting of Seven Thousand Five Hundred (7,500) shares of preferred stock of the par value of One Hundred ($100.00) Dollars per share and One Hundred Forty-four Thousand Three Hundred ($144,300.00), consisting of One Thousand Four Hundred Forty-three (1,443) shares of non-preferred stock of the par value of One Hundred Dollars ($100.00) each.

Given under our hands this 2nd day of April, 1925.

Signed A. Clifford Shinkle (Pres.)."

Etc.

July 2, 1925.

"1. Be It Resolved:

That the action of the Board of Directors of the Covington and Cincinnati Bridge Company of the 2nd of April, 1925,

in adopting a resolution looking to the increase of the capital stock of said Bridge Company in the amount of Nine Hundred Five Thousand Seven Hundred Dollars ($905,700) of common stock, and a further resolution adopted on the same date authorizing the distribution of a stock dividend of one hundred per cent common stock be and the same are now rescinded and held for nought, and no steps shall be taken by the Board to carry out same; and,

2. Be It Resolved:

That the action of the Board in selecting proxies to represent the stockholders at said proposed meeting therein provided for, be, and the same is now, rescinded, canceled and held for nought.

The following resolutions were offered, read, seconded and unanimously adopted, viz.:

1. Be It Resolved:

That the Covington and Cincinnati Bridge Company be and is hereby authorized, subject to the approval and ratification of the stockholders, to issue One Million, Eight Hundred Fifty-five Thousand Four Hundred Dollars ($1,855,400.00) of common stock represented by Eighteen Thousand Five Hundred Fifty-four shares (18,554) of the par value of One Hundred Dollars per share and that the Board of Directors take the necessary and proper action to provide for the issue of said stock, and

2. Be It Further Resolved:

That the owners of the stock of the Covington and Cincinnati Bridge Company now outstanding both preferred and non-preferred, may, and by these presents are authorized to exchange the stock now held by them for the common stock herein authorized, when the same shall have been issued, share for share, and that the Directors shall take the necessary steps to cancel the stock now outstanding, both preferred and non-preferred, when the same shall have been exchanged and surrendered.

On motion duly made, seconded and carried, a meeting of the stockholders of the Company was called for 10 o'clock a. m. on Tuesday, September 22, 1925, at the Company's office in Covington, Kentucky, to vote upon said last mentioned (two) Resolutions. And the following notice of said meeting of said stockholders was read and approved and ordered sent to each known stockholder of the Company, to-wit:

Notice of the Stockholders Meeting of the Covington and Cincinnati Bridge Company.

Notice is hereby given that your Board of Directors has called a special meeting of the stockholders for Tuesday, September 22nd, A. D. 1925, 10:00 o'Clock A. M. at the company's Office, Covington, Kentucky, to vote on the following resolution, providing for the issue of $1,855,400.00 of the Common Stock and providing for the exchange of the outstanding preferred and non-preferred stock for a like number of shares of the Common Stock proposed to be issued, and for such other business as may properly come before said meeting.

Be It Resolved:

That the Covington and Cincinnati Bridge Company be and it is hereby authorized, subject to the approval and ratification of the stockholders, to issue One Million, Eight Hundred Fifty-five Thousand, Four Hundred Dollars ($1,855,400.00) of Common Stock, represented by Eighteen Thousand, Five Hundred Fifty-four (18,554) shares of the par value of One Hundred Dollars per share, and that the Board of Directors take the necessary and proper action to provide for the issue of said stock, and

Be It Further Resolved:

That the owners of the stock of the Covington and Cincinnati Bridge Company now outstanding, both preferred and non-preferred, may and by these presents are authorized to exchange the stock now held by them for the common stock herein authorized, when the same shall have been issued, share for share, and that the Directors shall take the necessary steps to cancel the stock now outstanding, both preferred and non-

preferred, when the same shall have been exchanged and surrendered.

If you cannot be present at this meeting, your Board requests that you sign and return the enclosed proxy at your earliest possible moment.

Signed, A. Clifford Shinkle, President."

Etc.

SEPTEMBER 22, 1925

"1. Be It Resolved: That the Covington and Cincinnati Bridge Company be and it is hereby authorized to issue One Million, Eight Hundred Fifty-five Thousand Four Hundred Dollars ($1,855,400.00) of common stock, represented by Eighteen Thousand Five Hundred Fifty-four (18,554) shares of the par value of One Hundred Dollars ($100.00) per share; and

Be It Resolved: That the Board of Directors of the Company take the necessary and proper action to provide for the issue of said Stock.

* * * * *

Be It Resolved: That the Covington and Cincinnati Bridge Company be and it is hereby authorized, subject to the approval and ratification of the stockholders, to issue One Million Eight Hundred Fifty-five Thousand Four Hundred Dollars ($1,855,400.00) of common stock represented by Eighteen Thousand Five Hundred Fifty-four shares (18,554) of the par value of One Hundred Dollars per share and that the Board of Directors take the necessary and proper action to provide for the issue of said stock, and

Be it further Resolved: That the owners of the stock of the Covington and Cincinnati Bridge Company now outstanding both preferred and non-preferred, may and by these presents are authorized to exchange the stock now held by them for the common stock herein authorized, when the same shall have been issued, share for share, and that the Directors shall take the necessary steps to cancel the stock now outstanding,

both preferred and non-preferred, when the same shall have been exchanged and surrendered.

We further certify that upon the following resolutions which was duly offered, seconded and voted upon, which said resolution is as follows:

2. "Be it resolved: That the owners of the stock now outstanding, both preferred and non-preferred, of the Covington and Cincinnati Bridge Company may and by these presents are authorized upon the issuing of the common stock above provided for, to exchange the shares of stock held by them, for the shares of common stock so provided for, share for share; and

Be it further resolved: That the Board of Directors shall take the necessary action to cancel the stock now outstanding, both preferred and non-preferred, when the same shall have been exchanged and surrendered,"

there were voted in favor of its adoption Six Thousand One Hundred Eighty-five (6,185) shares of the preferred stock and Three Hundred Seventy-one (371) shares of the non-preferred stock and against its adoption none, making a total of Six Thousand, Five Hundred Fifty-six (6,556) shares voted and said resolution was unanimously adopted.

We further certify that upon the following resolution which was duly offered, seconded and voted upon, which said resolution is as follows:

3. "Be it resolved: That the capital stock of the Covington and Cincinnati Bridge Company be increased from Eight Hundred Ninety-four Thousand Three Hundred Dollars ($894,300.00) consisting of Eight Thousand Nine Hundred Forty-three (8,943) shares of which Seventy-five Hundred (7,500) shares are preferred stock of the par value of One Hundred Dollars ($100.00) per share, and Fourteen Hundred Forty-three (1,443) shares are non-preferred stock of the par value of One Hundred Dollars ($100.00) per share, to Two Million, Seven Hundred Forty-nine Thousand, Seven Hundred Dollars ($2,749,700.00) said increased stock, to-wit: One Mil-

lion Eight Hundred, Fifty-five Thousand Four Hundred Dollars ($1,855,400.00) to consist of Eighteen Thousand Five Hundred, Fifty-four (18,554) shares of common stock, of the par value of One Hundred Dollars ($100.) per share, and

Be it further resolved: That the holders of the existing preferred and non-preferred stock may exchange said stock for the common stock so authorized, share for share, and, upon such exchange being effected, the Secretary shall call to be cancelled the certificates of such preferred and non-preferred stock so exchanged; and

Be it further resolved: That the President and Secretary of the Company be instructed to file a certificate of such increase with the Secretary of the State of Ohio." there were voted in favor of its adoption Six Thousand, One Hundred Eighty-five (6,185) shares of the preferred stock and Three Hundred Seventy-one (371) shares of the non-preferred stock, and against its adoption non, making a total of Six Thousand, Five Hundred Fifty-six (6,556) shares voted and said resolution was unanimously adopted.

We Further Certify that upon the following resolution which was duly offered, seconded and voted upon, which said resolution is as follows:

4. "Be it resolved: That the Board of Directors of the Covington and Cincinnati Bridge Company be and the said Board is hereby directed to declare a stock dividend of One Hundred per cent (100%) upon the common stock, said stock dividend to be issued as and when the preferred and non-preferred stock now outstanding shall have been exchanged, surrendered and cancelled." There were voted in favor of this adoption Six Thousand, One Hundred Eighty-five (6,185) shares of the preferred stock and Three Hundred Seventy-one (371) shares of the non-preferrd stock, and against its adoption non, making a total of Six Thousand Five Hundred Fifty-Six (6,556) shares voted and said resolution was unanimously adopted.

The Poll Book showing the number of shares voted upon each resolution and by whom, together with the proxies are herewith returned to be filed away as records of the company, In Witness Whereof we have hereunto set our hands this 22 September, 1925.

Signed S. S. Rouse,
Chas. H. Fisk, Judges"

October 2nd, 1925.

"The following amendment to the charter of the Company was read and approved. The same was signed by each member of the Board, and was acknowledged by each, and the same was ordered to be put to record in the office of the Clerk of the County Court of Kenton County, Kentucky.

Said amendment is in words and figures as follows, to-wit:

Amendment to Charter
Covington and Cincinnati Bridge Company

Whereas:

By a vote of the stockholders of the Covington and Cincinnati Bridge Company held on Tuesday 22, September, 1925, it was resolved to issue One Million Eight Hundred Fifty-five Thousand Four Hundred Dollars ($1,855,400.00) of common stock of said Bridge Company, same to be represented by Eighteen Thousand Five Hundred Fifty-four shares of the par value of One Hundred Dollars ($100.00) each, and the Directors were authorized to take the necessary and proper action to provide for the issue of said stock.

Now, pursuant to said resolution, the undersigned, the President and all the Directors of the said Covington and Cincinnati Bridge Company hereby certify that they have and by these presents do increase the authorized capital stock of said Bridge Company from Eight Hundred Ninety-four Thousand Three Hundred Dollars ($894,300.00) consisting of Seven Thousand Five Hundred Shares of preferred stock of

the par value of One Hundred Dollars ($100.00) per share and One Thousand Four Hundred Dollars ($100.00) per share and One Thousand Four Hundred Forty-three shares of non-preferred stock of the par value of One Hundred Dollars ($100.00) per share to Two Million Seven Hundred Forty-nine Thousand Seven Hundred Dollars ($2,749,700.00) and said authorized increased stock, to wit: One Million Eight Hundred Fifty-five Thousand Four Hundred Dollars ($1,855,400.00) shall consist of Eighteen Thousand Five Hundred Fifty-four (18,554) shares of common stock of the par value of One Hundred Dollars ($100.00) per share which said common stock may be exchanged for the preferred and non-preferred stock now outstanding, share for share, and the certificates of such preferred and non-preferred stock so exchanged shall be cancelled.

Given under our hands this 2, October, 1925.

Signed A. Clifford Shinkle, President
Chas. P. Taft,
Chris H. Rembold,
Charles C. Chase,
S. D. Rouse,
Edward W. Strong,
Chas. H. Fisk, Directors

The President and Secretary were directed to notify the Secretary of State of Kentucky and the Secretary of State of Ohio that said amendment.

The fee for organization Tax, on increased amounting to $1,855.40 due to each of said states was ordered paid, and paid.

The Secretary read the following resolution adopted by the stockholders of the Company at a meeting thereof held on September 22, 1925, viz.:

"Be it resolved: That the Board of Directors of the Covington and Cincinnati Bridge Company be, and the said Board is hereby directed to declare a stock dividend of One Hundred per cent (100%) upon the common stock, said stock dividend

to be issued as and when, the preferred and non-preferred stock now outstanding shall have been exchanged, surrendered and cancelled."

Pursuant to said direction of said stockholders, the Board of Directors declared a stock dividend of one hundred (100%) upon said common stock, said stock dividend to be issued as, and when, the preferred and non-preferred stock now outstanding shall have been exchanged, surrendered and cancelled. The Secretary was instructed to notify the Superintendent of transfers of the Fourth and Central Trust Company of the action of the Board as to the increased capital stock of the Company, and of said amendment to the Charter, and of said one hundred per cent (100%) dividend, and to send him a certified copy from the Secretary of State of Kentucky and from the Secretary of State of Ohio, authorizing said increase in the capital stock of the company, and how the same is to be distributed.

On motion duly made, seconded and carried the President was instructed to prepare and have mailed to every known stockholder of the Company a circular letter, advising said stockholders of the actions of the stockholders of the Company at the meeting thereof held on the 22nd day of September, 1925, and of the action of the Board of Directors that the meeting thereof this day held as to the increase in the capital stock of the company, the exchange of all old stock for the new Common stock; and of the stock dividend declared thereon and stating the purpose of issuing the new common stock and urging the stockholders to send such old stock properly indorsed to the Fourth and Central Trust Company, Cincinnati, Ohio, the transfer agent of the Company for exchange; and informing the stockholders that the new certificates are now ready."

Summary of proceedings to increase capital stock from minutes of meetings of stockholders and board of directors:

EXHIBIT "B."

Original Authorized Issue:			
Preferred	$750,000.00		
Common	500,000.00		$1,250,000.00
Preferred Stock Issued			$ 750,000.00
Common Stock Issued		$ 500,000.00	
Less Common Stock Issued	$ 86,700.00		
Less: Common Stock Purchased from time to time by C. & C. B. Co. out of Earnings Cancelled April 2, 1925,	269,000.00	$ 355,700.00	
Outstanding Common Stock April 2, 1925,			$ 144,300.00
Total Outstanding Stock April 2, 1925,			$894,300.00
Authorized Issue October 2, 1925			$2,749,700.00
New Stock Exchanged for Old Stock	$867,400.00		
New Stock to be Exchanged for Old Stock	26,900.00	$ 894,300.00	
100% Stock Dividend Issued	$867,400.00		
100% Stock Dividend Held for Stockholders	26,900.00	894,300.00	
Unissued Stock		66,800.00	
Old Stock Exchanged to be Cancelled:			
Preferred	$750,000.00		
Common	144,300.00	894,300.00	
Total			$2,749,700.00

Annual Report, December 31, 1924, as set up in minutes:

EXHIBIT "C."

		Receipts.	Expenditures
Balance December 21, 1923:			
First National Bank	$96,891.75		
Fourth Central Bank	1,734.30	$98,626.05	
RECEIPTS:			
Bridge Tolls	$401,689.82		
C. N. & C. Ry	95,000.00		
Rents, Cable	1,042.54		
Rents, Property Signs	2,211,75		
Refunded Insurance	103.41		
Expenses	13.50		
Miscellaneous Equipment	2.00		
Repairs and Maintenance	5,093.47		
Labor, Repairs and Maintenance	13.00	$505,169.49	
(Red Ink)			
(Bonds Sold	$ 50,375.00		
(Interest on Sinking Fund	855.59		
(Interest on Bonds	9,908.25		
(Income Tax Refunded	15,422.93		
(Ohio Capital Stock Refund	1,088.18	$681,445.49	
EXPENDITURES:			
Executive Salaries	$ 2,566.66		
Office Salaries	5,155.00		
Collectors and Employees	50,710.37		
Labor—Repairs and Maintenance	16,859.18		

Labor—Sundry	328.96		
Pensions	1,921.00		
Office Supplies	343.35		
Repairs and Maintenance	41,253.12		
Sundry Supplies and Expense	1,545.60		
Telephone	183.21		
Fuel, Light and Water	2,320.82		
Donations	2,177.00		
Legal Service	2,453.47		
Insurance	6,482.04		
Taxes	86,364.45		
Tax on Bonds	179.25		
Postage	53.46		
Dues—Membership	125.00		
Office Furniture and Fixtures	221.02		$221,342.96
(Red Ink)			
(Sinking Fund	$ 35,000.00		
(Liberty Bonds and Certificates	98,895.36		
(Dividends	90,000.00		
(Bond Acct. Fifth 3rd Bank	20,000.00		
(Covington Real Estate Land	919.73		
(Covington Real Estate Building	667.60		
(Cincinnati Real Estate Building	3,955.96		
(Interest on Bonds	1,826.14		$351,264.79
Balance December 31, 1924,			108,937.80
		$ 681,445.49	$681,445.49

Annual statement of receipts and disbursements compiled from quarterly reports as set up in the minutes for the year 1925:

EXHIBIT "C."

Balance December 31, 1924		$108,937.80
RECEIPTS:		
Bridge Tolls	$450,404.77	
Street Railway Co.	95,000.00	
Rents--Cable	1,468.08	
Rents—Property	1,832.40	
Rents—Signs	145.65	
Wharfage	2.25	
Payroll, Collectors and Employees	45.50	
Payroll, Labor and Maintenance	39.00	
Refund on property purchased	496.74	
Interest on Liberty Bonds	5,737.50	
Interest on Sinking Fund	1,146.16	
Refund Ohio Taxes	1,488.23	
Dynamos sold	125.40	
Repairs	1,143.03	
Interest refunded on property rented	67.01	
Income Tax Refund	44.81	$559,095.33
Bonds Sold	$136,703.13	
Interest on Bonds	1,119.92	137,823.05
Total		$805,856.18

Annual statement of receipts and disbursements compiled from quarterly reports as set up in the minutes for the year 1925:

EXPENDITURES:

EXHIBIT "C"

Executive Salaries	$ 3,210.00
Office Salaries	5,085.00
Collectors and Employees	51,168.13
Sundry Wages	187.25

Labor-Repair and Maintenance	27,762.64	
Pensions	2,064.00	
Office Supplies	842.67	
Postage	344.64	
Sundry Supplies and Equipment	3,096.80	
Fuel, Light, and Water	2,077.31	
Telephone and Telegraph	1,031.50	
Legal and Professional Service	14,885.34	
Repair and Maintenance	8,752.48	
Insurance	25,221.46	
Taxes	66,950.11	
Dues and Membership	125.00	
Donations	2,750.00	
Additional Income Tax	3,593.94	
Income Tax	9,486.45	
Office Furniture etc.	853.09	
Miscellaneous	29.76	
Interest	250.81	
Equipment	2,941.28	
Permanent Buildings	241.33	
Repairs on Rented Property	21.52	$232,972.51
Bond Account Fifth-Third	18,000.00	
Dividends	330,663.75	
Sinking Fund	35,000.00	
Buildings under construction	37,014.90	
Fencing	5,019.23	
Bridge Structure	4,085.60	
Cincinnati Real Estate	22,442.87	
Covington Real Estate	11,551.56	
Covington Real Estate purchased	18,659.00	
Bridge Extension	1,684.36	
Insurance	296.07	
Auto Trucks	665.65	$485,082.99
Balance December 31, 1925,		87,791.68
Total		$805,846.18

EXHIBIT "D" 1.

Profit and Loss Statements for the Calendar Years 1917-1925, Inclusive.

Income	1917	1918	1919	1920	1921	1922	1923	1924	1925
Bridge tolls	$202,446.74	$206,633.46	$250,580.52	$280,656.41	$327,934.83	$389,143.30	$461,611.93	$496,689.82	$545,404.77
Rentals, signs, telephone, cables, etc. ..	1,095.92	1,149.05	1,311.05	1,677.20	1,960.95	971.20	921.20	1,111.10	1,468.08
Interest earned	856.40	401.15	453.47	275.78	202.72				
Rentals of property owned						645.00	790.00	1,095.00	2,329.65
Sign and Wharfage rentals ..						200.25	765.05	566.55	587.60
Int. earned on bank deposits						58.48	228.62	712.66	1,160.19
Disco'ts earned						80.56	3,111.74		
Disco't on mortgage bonds purchased						180.00			
Profit on sale of government securities								62.50	861.57
Miscellaneous ..						1.00	2.05	2.00	125.40
Int. on overpayment of federal taxes								4,178.69	
Interest on U. S. securities							2,410.96	8,866.79	6,392.37
Total income	$204,399.06	$208,183.66	$252,345.04	$282,609.39	$330,098.50	$391,279.79	$469,841.55	$513,285.11	$558,329.63
Total exp. as shown on p. 2, Exhibit D-2 ..	148,817.30	155,212.32	159,928.58	173,418.58	210,296.85	220,778.93	240,021.49	241,175.41	290,099.29
Net profit	$55,581.76	$52,971.34	$92,416.46	$109,190.81	$119,801.65	$170,500.86	$229,820.06	$272,109.70	$268,230.34

EXHIBIT "D" 2.

Profit and Loss Statement for the Calendar Years 1917-1925, Inclusive.

Expenses	1917	1918	1919	1920	1921	1922	1923	1924	1925
Salaries, officers	$7,000.00	$7,500.00	$7,500.00	$8,000.00	$8,000.00	$2,500.00	$2,000.00	$2,000.00	$3,000.00
Salaries, employees	19,752.87	21,675.13	22,904.80	28,556.05	33,507.16	33,293.46	41,471.28	50,343.04	51,222.63
Int. paid, bonds and note	26,740.40	28,491.16	29,041.53	28,267.02	25,563.29	26,656.35	20,116.39	18,591.19	17,430.89
City, county, and State real and personal taxes	12,168.14	18,355.41	15,880.68	18,353.89	19,120.18	21,229.52	22,645.78	21,474.44	22,335.86
City, county & State corporation taxes	11,107.83	7,208.07	7,668.54	8,752.75	9,353.94				
Federal capital stock taxes	684.75	908.00	952.00	1,164.45	1,007.00	1,221.50	1,486.50	1,622.00	2,616.94
Federal income taxes	1,649.67	3,735.91	6,814.00	9,762.97	13,074.28				
Federal income tax paid at the source	52.07	76.25	149.25	184.50	188.75	196.00	352.50	202.75	167.50
Repairs	10,416.20	1,329.30	13,510.88	13,729.50	19,232.10	7,165.00	4,976.22	5,034.65	7,812.24
Repair labor						9,974.15	11,715.12	16,772.51	27,723.64
Supplies and expense	3,351.11	3,708.36	2,584.30	2,764.44	2,976.61	1,486.73	1,073.77	1,134.20	2,682.73

EXHIBIT "D" 2—Continued.

Expenses	1917	1918	1919	1920	1921	1922	1923	1924	1925
Donations	5,000.00	2,000.00	250.00	200.00	887.50	750.00	3,637.50	2,175.00	2,750.00
Insurance	5,749.96	5,749.96	1,837.65	1,142.08	7,512.38	5,797.51	5,125.99	4,969.29	5,801.66
Fuel and light	1,298.20	1,536.27	2,279.09	3,002.36	2,663.98	2,466.33	2,248.36	2,302.70	2,325.56
Legal and professional	1,432.80	1,535.40	1,000.00	1,637.10	1,441.43	3,250.90	6,946.00	2,599.47	12,386.20
Depreciation	42,433.30	46,193.05	47,555.85	47,901.82	52,824.88	53,573.77	53,624.65	39,861.31	45,112.86
Loss on structure discarded		5,210.15			12,943.45				
Office salaries						3,315.75	4,180.00	5,125.00	5,085.00
Directors and auditing committee						500.00		400.00	210.00
Wages, sundry pensions						508.42	178.10	315.80	187.25
Franchise, taxes damages						1,936.00	1,800.00	1,921.00	2,064.00
Office supplies, stationery, and printing						19,314.02	21,957.65	25,371.89	37,789.32
Dues and memberships						731.14	300.00		
Miscellaneous						625.00	656.59	343.35	842.67
Repairs, taxes, etc. on property owned							125.00	125.00	125.00
									46.20
									1,807.07

EXHIBIT "D" 2—Continued.

Expenses	1917	1918	1919	1920	1925	1924	1923	1922	1921
Interest on prior year federal taxes									218.59
Telephone and telegraph						121.58	153.76	185.70	208.58
Uniforms and caps								284.60	
Advertising						230.15			
Premium on bonds purchased							156.25	21.25	115.00
Postage							14.08	53.46	31.90
Provision for federal income taxes						24,000.00	33,100.00	37,945.31	38,000.00
Total expenses	$148,817.30	$155,212.32	$159,928.58	$173,418.58	$210,296.85	$220,778.93	$240,021.49	$241,175.41	$290,099.29

EXHIBIT "E."

Balance Sheet, December 31, 1923.

ASSETS

Current—				
Cash				
On hand		$1,559.18		
On deposit		97,395.12		
			$98,954.30	
U. S. Gov't Securities				
Treas. certificates		$125,226.56		
Accrued interest		1,480.84		
			126,707.40	
Accounts Receivable				
For cable and sign rentals			730.30	
				$226,392.00
Sinking Fund—				
On deposit with trustee, the 4th & Central Trust Co., Cincinnati, Ohio				14,519.31
Other Assets—				
Accounts receivable, overpayment of federal income taxes				23,312.89
Permanent—				
Real estate			$554,878.77	
Bridge structure				
Construction	$1,601,692.75			
Reconstruction	557,706.48			
Extension	453,769.09			
		$2,613,168.32		
Building		9,969.63		
Office equipment		1,370.55		
Sundry equipment		4,068.55		
		$2,628,577.05		
Less allowance for depreciation		1,273,732.31		
			1,354,844.74	
				1,909,723.51
Deferred—				
Unexpired insurance premium			$1,908.42	

EXHIBIT "E"—Continued.

ASSETS.

Prepaid federal capital stock tax			768.50	
Prepaid Ohio State corporation tax			416.90	
Supplies, inventory, lumber			2,123.26	
				5,217.08
Total assets				$2,179,164.79

EXHIBIT "E."

Balance Sheet, December 31, 1923.

LIABILITIES

Current—				
Accounts Payable				
For purchases, etc.		$2,007.08		
Pay roll		637.66		
			$2,644.74	
Accrued—				
Interest on first—refunding 5% mortgage bonds		$9,600.00		
Real and personal taxes		13,540.15		
Taxes on bonds		179.25		
			23,319.40	
				$25,964.14
Bonded Indebtedness—				
First and refunding 5% mortgage bonds dated 7-1-15, due 7-1-35				
Authorized issue			$600,000.00	
Less bonds retired			216,000.00	
				384,000.00
Reserves—				
For federal taxes (estimated)				33,100.00
Nominal—				
Capital Stock				
Preferred				
Authorized and issued			$750,000.00	

EXHIBIT "E"—Continued.

LIABILITIES.

Non-Preferred				
Authorized		$500,000.00		
Less unissued	$86,700.00			
Purchased and retired	269,000.00			
		355,700.00		
			144,300.00	
			$894,300.00	
Earnings to Dec. 31, 1923		$4,094,300.65		
Dividends paid to Dec. 31, 1923		3,252,500.00		
			841,800.65	
				1,736,100.65
Total liabilities				$2,179,164.79

EXHIBIT "F."

Balance Sheet, December 31, 1924.

ASSETS.

Current—				
Cash				
On hand		$1,447.09		
On deposit		108,682.47		
			$110,129.56	
Treasury notes and Liberty Loan bonds (face value ($271,000.00)				
Cost		$273,809.42		
Accrued interest		2,265.52		
			276,074.94	
Accounts renewable				
For cable rentals			248.66	
				$386,453.16
Sinking Fund—				
Cash on deposit with trustee, Fourth & Central Trust Co., Cincinnati, O.				28,859.68

EXHIBIT "F"—Continued.

ASSETS.

Permanent—				
Real estate			$555,798.50	
Bridge Structure				
Construction (original computed cost)	$1,603,242.75			
Reconstruction (widening account)	557,706.48			
Extension (Cincinnati approach)	453,769.09			
		$2,614,718.32		
Building		10,637.23		
Office equipment		1,591.57		
Fencing		1,587.51		
Sundry equipment		4,068.55		
Building in course of construction		12,886.79		
		$2,645,489.97		
Less allowance for depreciation		839,991.01		
			1,805,498.96	
				2,361,297.46
Deferred—				
Supplies inventory			$31,740.25	
Unexpired insurance premium			3,317.76	
Prepaid federal capital stock tax			853.50	
				35,911.51
Total assets				$2,812,521.81

EXHIBIT "F."

Balance Sheet, December 31, 1924.

LIABILITIES.

Current—				
Accounts Payable				
For purchases, etc.		$12,591.13		
Federal income taxes 1922-1923 ..		3,549.13		
			$16,140.26	
Accrued				
Interest on first and refunding 5% mortgage bonds		$9,037.50		
Real and personal taxes		9,462.70		
Taxes on tax free covenant bonds..		202.75		
			18,702.95	
				$34,843.21
Bonded Indebtedness—				
First and refunding 5% mortgage bonds dated 7-1-15, due 7-1-35				
Authorized issue....			$600,000.00	
Less Bonds retired			236,500.00	
				363,500.00
Reserves—				
For federal income taxes, year ended 12-31-24 (estimated)				37,945.81
Nominal—				
Capital Stock				
Preferred				
Authorized and issued			$750,000.00	
Non-Preferred				
Authorized		$500,000.00		
Less unissued ..	$86,700.00			
	269,000.00			
		355,700.00		
			144,300.00	
			$894,300.00	

EXHIBIT "F"—Continued.

LIABILITIES.

Earnings to 12-31-24..	$4,824,432.79		
Less: dividends paid	3,342,500.00		
		1,481,932.79	
			2,376,232.79
Total liabilities			$2,812,521.81

ANALYSIS OF SURPLUS.

Balance 12-21-23	$841,800.65	
Add: Adjustment of depreciation	473,602.61	
		$1,315,403.26
Deduct: Adjustment, account income tax		15,580.17
Adjusted surplus 12-31-23		$1,299,823.09
Add: Earnings year 1924	$272,109.70	
Deduct: dividends paid 1924	90,000.00	
		182,109.70
Surplus December 31, 1924		$1,481,932.79

EXHIBIT "G."

Balance Sheet, December 31, 1925.

ASSETS.

Current—			
Cash			
On hand	$1,649.45		
On deposit	80,503.19		
		$82,152.64	
U. S. Government securities, Third and Fourth Liberty Bonds (par value $143,500.00))			
Cost	$146,332.86		
Accrued interest ..	1,606.62		
		147,939.48	
Accounts Renewable			
For rentals, cables, etc.		460.89	
			$230,553.01

EXHIBIT "G"—Continued.

ASSETS.

Sinking Fund—				
Cash on deposit with trustee. The Fourth & Central Trust Co., Cincinnati, Ohio				38,743.05
Other Assets—				
Accrued income on dividends paid to trustee for unknown shareholders				312.41
Permanent—				
Real estate			$555,798.50	
Bridge Structure				
Construction	$1,603,242.75			
Reconstruction	557,706.48			
Extension	456,952.50			
		$2,617,901.73		
Buildings, office and toll houses		86,248.48		
Buildings, residences, etc.		18,156.50		
Office equipment		2,444.66		
Fencing		5,033.26		
Sundry equipment and auto		10,211.08		
		$2,739,995.71		
Less: Allowance for depreciation		885,103.87		
			1,854,891.84	
				2,410,690.34
Deferred—				
Supplies inventory, lumber, rails, etc.			$31,740.25	
Unexpired insurance premiums			3,384.16	
Prepaid federal capital stock tax			941.00	
				36,065.41
Total assets				$2,716,364.22

EXHIBIT "G.

Balance Sheet, December 31, 1925.

LIABILITIES.

Current—				
Accounts Payable				
Unpaid payroll			$1,160.96	
Accrued				
Interest on first and refunding 5% mortgage bonds		$8,475.00		
Real and personal taxes		15,761.38		
Taxes on tax free covenant bond interest		167.50		
			24,403.88	
				$25,564.84
Bonded Indebtedness—				
First and Refunded 5% Mortgage bonds, date 7-1-15, due 7-1-35				
Authorized issue			$600,000.00	
Less bonds retired			261,000.00	
				339,000.00
Reserves—				
For federal income taxes, year ended 12-31-1925 (estimated)				38,000.00
Nominal—				
Capital Stock				
Preferred				
Authorized	$750,000.00			
Exchanged and cancelled	735,900.00			
		14,100.00		
Non-Preferred				
Authorized	$144,300.00			
Exhanged and cancelled	131,500.00			
		12,800.00		

EXHIBIT "G"—Continued.
LIABILITIES.

Common				
Authorized	$1,855,400.00			
Unissued	120,600.00			
	$1,734,800.00			
To be issued	26,900.00			
		1,761,700.00		
			$1,788,600.00	
Earnings to Dec. 31, 1925		5,092,663.13		
Dividends paid to Dec. 31, 1925	$3,673,163.75			
Dividends paid in stock	894,300.00			
		4,567,463.75		
			525,199.38	
				$2,313,799.38
Total liabilities				$2,716,364.22

EXHIBIT "H."

Profit and Loss Statements for the Years 1867 to 1912, Collectively, and for the Years 1917 to 1925, Inclusive.

Income	To 12-31-1912	1913	1914	1915	1916
Bridge tolls	$6,158,523.96	$149,432.48	$161,261.82	$173,287.09	$187,257.59
Rents	102,727.48	3,358.70	2,868.50	2,455.60	1,893.00
Ferry tolls	98,775.89				
Total income	$6,360,027.33	$152,791.18	$164,130.32	$175,742.69	$189,150.59
Expenses					
Wages, collectors and employees	$611,951.52	$16,236.40	$17,172.74	$18,091.35	$21,998.43
Repairs	214,540.29	11,680.61	10,179.75	*157.71	1,744.38
Expenses	113,920.52	3,013.27	2,502.63	3,370.53	2,847.51
Fuel and light	75,778.46	1,731.65	2,034.37	1,210.47	1,307.01
Insurance					
Legal expense	104,438.93	1,575.00	998.50	1,429.35	2,507.36
Interest	853,936.10	13,137.56	11,658.57	10,062.62	20,709.39

EXHIBIT "H"—Continued.

Income	To 12-31-1912	1913	1914	1915	1916
Pensions				30.00	150.00
Taxes	631,676.85	18,821.69	20,339.91	20,137.42	32,220.44
Total expense	$2,606,242.67	$66,196.18	$64,886.47	$54,174.03	$83,684.72
Surplus Dec. 31, 1912	3,753,784.66				
Net profit	.	$86,595.00	$99,243.85	$121,568.66	$105,465.87

*Note: Credit balance.

DIVIDENDS PAID TO DECEMBER 31, 1925.
EXHIBIT "I."

Paid from inception of Company to December 31, 1912	$ 2,592,497.50
Year, 1913	59,888.50
Year, 1914	60,114.00
Year, 1915	59,540.00
Year, 1916	60,310.00
Year, 1917	60,150.00
Year, 1918	60,000.00
Year, 1919	60,000.00
Year, 1920	60,000.00
Year, 1921	60,000.00
Year, 1922	60,000.00
Year, 1923	60,000.00
Year, 1924	90,000.00
Year, 1925	330,663.75
Total paid	$4,567,463.75

PAYROLL—EXHIBIT "K."

Salaries paid during the month of January, 1924.

Mr. Shinkle, President	$ 166.67
Lulu Hays, Ass't Secretary	180.00

Miss Nodler, Ticket Agent	180.00	
Mr. Perry, Superintendent	200.00	

COLLECTORS AND POLICEMEN

A. F. Berte, Collector	182.00	
N. Brake, Policeman	182.00	
R. E. Croake, Collector	182.00	
W. T. Curry, Collector	182.00	
George Davis, Policeman	182.00	
W. H. Gerdson, Collector	182.00	
W. C. Grierson, Sub. Policeman	188.50	
H. W. Hoffman, Collector	182.00	
J. W. Holmes, Policeman	182.00	
A. Hutchins, Policeman	182.00	
M. T. Kennedy, Collector	182.00	
George Martin, Collector	182.00	
J. W. Reed, Collector	182.00	
A. H. Reid, Collector	182.00	
E. Slattery, Collector	182.00	
W. G. Smith, Policeman	182.00	
S. Stout, Collector	182.00	
T. J. Martin, Policeman	182.00	$3.282.50

FOREMEN AND LABORERS

S. Fordyce, Foreman	$ 208.00	
L. Cuneo, Laborer	162.50	
Tom Wallingford, Laborer	162.50	
George Stone, Laborer	84.50	
L. Howes, Laborer	162.50	
Wm. Wallingford, Laborer	162.50	
Wm. Williams, Laborer	162.50	$1,105.00

The Directors receive $10.00 each for each meeting of the Board attended.

PAYROLL—EKHIBIT "K."

Salaries paid during the month of January, 1925.

Mr. Shinkle, President	$ 166.67	
Mr. Fisk, Secretary	83.33	
Lulu Hays, Ass't. Secretary	195.00	
Mr. Perry, Superintendent	216.66	
Miss Nodler, Ticket Agent	195.00	
Collectors and Police		
A. F. Berte, Collector	$ 195.00	
N. Brake, Policeman	195.00	
R. E. Croake, Collector	188.50	
W. T. Curry, Collector	195.00	
George Davis, Policeman	195.00	
Wm. Grierson, Sub. Policeman	195.00	
W. H. Gerdsen, Collector	195.00	
H. W. Hoffman, Collector	195.00	
J. H. Holmes, Policeman	195.00	
A. Hutchins, Policeman	195.00	
M. T. Kennedy, Collector	195.00	
George Martin, Collector	195.00	
T. J. Martin, Policeman	195.00	
J. W. Reed, Collector	195.00	
A. H. Reid, Collector	195.00	
E. Slattery, Collector	195.00	
W. J. Smith, Policeman	195.00	
Wm. D. Williams, Collector	195.00	
C. E. Wasson, Sub. Collector	83.35	$3,586.85
Foremen and Laborers		
S. Fordyce, Foreman	$ 225.32	
L. Cuneo, Laborer	162.50	
T. Wallingford, Laborer	143.00	
George Stone, Laborer	45.50	
L. Howe, Laborer	162.50	
O. C. Remley, Laborer	162.50	

Wm. Wallingford, Laborer	162.50	
Wm. Williams, Laborer	162.50	$1,226.32

The Directors receive $10.00 each for each meeting of the Board attended.

EXHIBIT "M"

An Act Incorporating The Covington and Cincinnati Bridge Company

Section 1: *Be it enacted by the General Assembly of the Commonwealth of Kentucky,* That James Goodloe,, George Carlisle, E. Foote, Robert Buchannan, Thos. H. Minor, and William S. Johnston, of Cincinnati, Ohio; James G. Arnold, John S. Finley, John B. Casey, Charles A. Withers, Herman J. Groesbeck, Fredrick G. Gedge, John McNicle, George M. Southgate, and Mortimer M. Benton, of the City of Cavington, with their associates, be and they are hereby created a body politic and corporate, by the name of The Covington and Cincinnati Bridge Company, for the purpose of erecting and constructing a bridge across the Ohio River, between the cities of Covington and Cincinnati; and they, and their associates and successors, shall continue and have perpetual succession, and by that name and style are hereby made as capable in law as natural persons, to contract and be contracted with, sue and be sued, plead and be impleaded, answer and be answered, in this Commonwealth and elsewhere, in all courts of law or equity; to make, have and use a common seal, and the same to break, alter and amend at pleasure; they shall also have the power to purchase and hold as much real estate as will be necessary for the site of said bridge, or the sites for piers, abutments, toll-houses and suitable avenues leading to said bridge, also to borrow money, not exceeding the capital stock mentioned in this act, but not to have or exercise the privilege of loaning money, or issuing bills or notes on banking principles; also to ordain and establish such by-laws, ordinances and regulations, as shall be necessary for the well

being and government of said corporation, not contrary to the laws of this Commonwealth, the State of Ohio, nor the United States.

Sec. 2. That the capital stock of said company shall consist of three hundred thousand dollars, divided into three thousand shares of one hundred dollars each, to be subscribed for and sold in the manner hereinafter mentioned.

Sec. 3. That within sixty days after the passage of this act and the confirmation of the same by the State of Ohio, the persons before named, or a majority of them, shall cause public advertisement to be made of the time and place of opening the books of subscription of the stock of said company, which books shall be kept open, under the direction of said persons, or a majority of them, not less than ten nor more than ninety days. If, however, at the closing of the subscription, it shall be found that a greater number of shares than three thousand have been taken, then, and in that case, the persons before named, or a majority of them, shall proceed to reduce the number of shares in an equitable and just proportion among the subscribers, not reducing any one below five shares; and they shall have the right to demand and receive from every person subscribing for the stock of said company, a sum not exceeding ten nor less than one dollar on each share subscribed, at the time of making the subscription; and no subscription shall be deemed valid unless such payment is made, if required by the condition of the subscription.

Sec. 4. That when one thousand shares shall have been subscribed, the said persons, or a majority of them, shall advertise a meeting of the subscribers at Covington, giving at least fifteen days notice of the time and place of such meeting; and the stockholders shall thereupon proceed to elect a President and six Directors; and those persons mentioned in the first section of this act, who shall not then be shareholders shall cease to be members of this corporation; and the said shareholders shall also proceed to fix what compensation the said President and Directors shall be entitled to receive, if

and be allowed; also, to ordain and adopt any such by-laws for the permanent organization of the said corporation as they may deem needful; at which meeting each shareholder shall be entitled to one vote for each share, to the number of fifteen, and to one vote for every five shares over fifteen, to the number of fifty, and to one vote for every ten shares exceeding fifty; and at all subsequent elections or general meetings of the stockholders, no share shall be voted on that have not stood in the name of the person claiming the vote, at least three months previous to the day of election or meeting; and that the shares of said company may be voted on by proxies, duly recorded, conforming to the foregoing regulations.

Sec. 5. That the President and Directors first chosen, shall hold their offices until the first Monday in March ensuing said election, and until others are chosen in their places; and so, on the first Monday in March, in each year, the stockholders of said company shall meet at their office in Covington, or at some place to be designated by the President, and proceed to elect a President and six Directors, who shall be shareholders and residents of the States of Kentucky and Ohio, who shall hold their offiices for one year, or until their successors shall be elected; public notice of such elections and meetings shall be given by the Clerk or Secretary of the company, in some newspaper in Covington, at least fifteen days previous thereto. At the annual meetings, a statement of the affairs of the company shall be made out by the President and Directors, and presented to such meeting, and such dividends of the profits declared as shall be deemed advisable.

Sec. 6. That the concerns of said corporation shall be under the control of said President and Directors; and the President and three directors shall constitute a quorum to transact business, or in the absence of the President, any four of the Directors, one of whom shall act as President pro tem. The President and Directors after they have been duly elected, as aforesaid, may make such assessments on the shares of said company, as are subscribed, payable at such

times as they may deem advisable, with such conditions of forfeiture for non-compliance, not exceeding the amount of the stock delinquent, as they may deem proper. They are to open and renew the subscription for the shares as they may think best for the Company. Provided, however, that no stock be sold by them for less than the par value thereof.

Sec. 7. That it shall be the duty of the President and Directors to appoint a clerk of secretary, and cause a record of their proceedings to be kept; they may also appoint a Treasurer and such other officers and agents as they may think needful for promoting said undertaking, and allow them such compensation as they may agree on; to make contracts, and to do all things necessary to carry them into immediate effect; and to require and take such bonds or other surety, in their corporate capacity, from any person or persons they may so appoint or contract with; and in the event of death, resignation, or vacancy, from any causes, of the President, or any Director, the survivors, or a majority of them, shall supply such vacancy, until the next annual election, by the election of another stockholder.

Sec. 8. That the President and Directors shall have the right to fix the rate of toll for passing over said bridge, and to collect the same from all and every person or persons passing thereon, with their goods, carriages, or animals, of every description of Kind; Provided however, that the said company shall lay before the Legislature of this State a correct statement of the cost of said bridge, and an annual statement of the tolls received for passing over the same, and also the costs of keeping the said bridge in repair, and of the other expenses of the Company; and the said President and Directors shall from time to time, reduce the rates of toll, so that the net profits of said bridge shall not exceed fifteen per centum per aunnm, after the proper deductions are made for repairs and charges of other descriptions. Toll gates shall be kept, and toll received at each end of the bridge; and the rates

of toll shall be posted up in some conspicuous place where the toll is demanded.

Sec. 9. That certificates of stock in said company shall be issued under the seal of said corporation, in the form and manner designated by the by-laws of said company, which shall designate the mode of transfer.

Sec. 10. That said company shall be held liable, by any appropriate action, for all injuries sustained by vessels or boats, rafts of plank, timber, or other lumber, passing up or down said river, in consequence of the construction of said bridge, unless the injury shall be produced by the carelessness or negligence of the persons managing such vessels, rafts or boats. And it shall be unlawful for said company, their agents or officers, to suffer or permit any slave or slaves to pass over said bridge, without a written request of the owner or owners of such slave or slaves, or without said slave or slaves shall do so in the company of such owner or owners; and said company shall be liable to pay to said owner or owners, for every slave so permitted to pass, contrary to the provisions of this act, the full value of said slave or slaves to be ascertained by the verdict of a jury, together with a penalty of ten per cent thereon, to be assessed by the judgment of the court, and all costs of suit, which shall be recovered by action of debt, or on the case, as the plaintiff may elect.

Sec. 11. That it shall be sufficient service of process on the corporation hereby created, to execute a summons or other process on the president, clerk or treasurer, or any one of the directors; and process, executed, shall authorize judgment at the first term, as in other cases, if no appearance shall be entered or plea filed; Provided, however, the President, secretary or treasurer and three directors shall reside in Kentucky, and either the one or the other of those officers, with three directors, shal reside in the State of Ohio.

Sec. 12. That it shall be the constant duty of said company, from time to time, to light, during the night, in the cen-

ter of each pier in the river, if said bridge should be constructed with piers; to remove all timber or drift of any description which may lodge against any of the piers of said bridge, and if they fail herein they shall be liable to a fine of ten dollars for every twenty-four hours it is suffered to remain, after allowing a reasonable time to remove the same, recoverable by indictment or presentment, in the Kenton Circuit Court; and shall be liable, moreover, civilly, to any person sustaining injury thereby.

Section 13. That nothing contained in this act shall be so construed as to authorize the said company to construct any bridge which may obstruct the free and common navigation of said river, Ohio

Approved February 17, 1846.

TOLL RATES
EXHIBIT "O"

Foot passengers	$ .02
Horse and Rider	.05
One Horse Vehicle	.10
Two Horse Vehicle	.15
Three Horse Vehicle	.20
Four Horse Vehicle	.25
Five or Six Horse Vehicle	.30 to .50
Bicycle, Wheelbarrow or Hand Cart	.02
Vehicle in Ton—Empty	.10 to .15
Vehicle in Ton—Loaded (as to size)	.15, 20 .30
Two Horse Timber Wheels and 2 or 3 Horse Boiler	.30
Three or Four Timber Wheels and 4 or 6 Horse Boiler	.50
Five or Six Timber Wheels and 8 ton loads	.75
Loads weighing 10 tons of 8 horse Vehicles	1.00
Cattle, Horses, or Mules per head	.01½
Automobiles:	
Cars with seating capacity of not more than three	.10
Cars with seating capacity of four or more	.15
Motor Cycle	.05

Freight Motors:	
Motor Cycle	.05
Light Truck	.15
Medium Truck	.20
Large Truck and small Auto Bus	.25
Three to Five ton truck and Large Auto Bus	.30 to .50
Commutation Rates:	
Foot Passengers—Coupon, 20 tickets	.25
One Horse Vehicle—Package, 25 tickets	1.88
Two Horse Vehicle—Package, 25 tickets	2.82
Three Horse Vehicle—Package, 25 tickets	3.75
Four Horse Vehicle—Package, 25 tickets	4.69
Passenger Automobiles:	
Car, Seating capacity of not more than 3 persons, 25 tickets	1.88
Car, seating capacity of four or more—25 tickets	2.82
Light Trucks—25 tickets	2.82
Medium Trucks—25 tickets	3.75
Large Trucks and small Auto bus—25 tickets	4.69
Three to Five Ton Trucks and Large Auto Bus—25 tickets	9.83
Children under Six years of age accompanied by parents or guardians	Free

Mr. Meyers offered the following resolution, viz:

A Resolution, approving the report of the Joint Committee appointed to make an investigation of the Covington and Cincinnati Bridge Company and referring said report to the Honorable William J. Fields, Governor, and Frank E. Daugherty, Attorney General of the Commonwealth of Kentucky, to take action thereon:

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Section One: That the report of the Joint Committee appointed pursuant to the Joint resolution approved of Feb-

ruary, 1926, appointing a Committee to investigate and report a financial statement of the Covington and Cincinnati Bridge Company, and the same is hereby accepted and approved as and for the report of the said Bridge Company for the years of 1924 and 1925 which said Company is required to make under and pursuant to the provisions of Section Eight of the Special Act of the General Assembly, approved February 17, 1846, entitled "An Act Incorporating the Covington and Cincinnati Bridge Company."

Section Two: That whereas said report shows said Bridge Company, without apparent authority, did on the second day of October, 1925, increase its capital stock from $894,300, the amount of its capital stock then outstanding, to $2,749,700 of which amount said company has issued $1,855,400, leaving unissued capital stock in the sum of $894,300 for future issue, and which it is the apparent purpose of said Bridge Company to issue, and when so issued, said Company, by and through its Board of Directors will fix the toll rate for crossing said Bridge so as to enable said Bridge Company to earn dividends of 15 per centum on the entire amount of said capital stock so issued, thereby enabling said Bridge Company to collect tolls for crossing said bridge in excess of the toll rates authorized by said Special Act of the General Assembly incorporating said Covington and Cincinnati Bridge Company. That, therefore, said report be and the same is hereby referred to the Honorable William J. Fields, Governor, and Frank E. Daugherty, Attorney General of the Commonwealth of Kentucky, and that the said Frank E. Daugherty be and he is authorized and directed to file action in the court having jurisdiction of the matter involved, on relation of himself as Attorney General of the Commonwealth of Kentucky, or in the name of the Commonwealth of Kentucky against said Covington and Cincinnati Bridge Company to cancel all of its capital stock authorized by the Amended Articles of incorporation of said Covington and Cincinnati Bridge Company, illegally issued, or proposed to be issued by said Company, and to

compel said Bridge Company to so reduce its capital stock to an amount not exceeding said sum of $894,300, the amount thereof authorized prior to October 2, 1925, and compel said Bridge Company to comply with the terms, conditions, and provisions of its charter as provided in said Special Act of the General Assembly approved February 17, 1846, and amendments thereto.

Section Three: Whereas, said Bridge Company has fixed its toll rates and is now collecting tolls for crossing said bridge, so as to earn 15 per cent on its outstanding capital stock, and will so continue to collect tolls at the rate so fixed, an emergency is hereby declared to exist, and this resolution shall take effect upon its adoption and approval by the Governor.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. S. Cruse	S. K. Holland
Wm. J. Arvin	W. J. Curtis	Ira L. Horne
W. O. Bach	J. L. Cushing	J. C. Hutcherson
W. B. Belknap	C. L. Daly	E. M. Johnson
T. H. Benton	E. J. Doss	Grover C. Johnson
W. P. Bowman	James M. Durham	W. W. Johnson
D. F. Brown	D. W. Fowler	D. C. Jones
Geo. A. Brown	R. E. Glenn	Mrs. H. G. Jorris
F. W. Bryant	F. A. Gnau	W. O. Keller
J. R. Buckman	Whitsett Hall	J. R. Kelly
W. G. Buckner	Lawrence Harmon	Thos. H. King
S. J. Bunger	J. F. Harrison	Oscar Leibson
W. A. Carson	C. W. Hawkins	W. W. Leslie
C. B. Carver	J. M. Hayse	Leon P. Lewis
Lee Clark	Goebel B. Henson	J. L. Manning
Fred H. Coots	H. M. Holbrook	Joe Martin
J. D. Cox	H. B. Holland	Shelby Martin

A. M. Mercer
H. J. Meyers
J. S. Milliken
T. R. Moore
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
J. J. Patterson
Geo. W. Potter
W. H. Pryor
R. R. Rogers
Philip J. Ryan
C. W. Ryans
Chas. L. Seale
M. G. Slusher
E. J. Snyder
Frank L. Strange
Mac Swinford
J. L. Valandingham
C. D. Vincent
T. B. Watts

—75

There voted in the negative—

J. R. Dorman

—1

The hour of twelve o'clock M. having arrived, the House adjourned until one o'clock P. M.

The hour of one o'clock P. M. having arrived, the Speaker resumed the Chair and called the House to order.

A message was received from the Senate announcing that they had passed the bills which originated in this House of the following titles, viz.:

H. B. 586. An Act appropriating money for the operation and maintenance of the various Departments, Boards, Commissions, institutions and agencies of the State Government, except for the Legislative and Judicial Departments, and except the common schools, for the fiscal year ending June 30, 1927; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

With the following Senate amendments thereto, viz.:

1. Amend H. B. 586 by adding to section 37 the following:

Item h. To provide free beds for tuberculosis indigent patients at Hazelwood Sanatorium, $10,000.00.

2. Amend H. B. 586, page 20, section 46, line 5 (A) by striking out the figures $65,000 and inserting in lieu therefor the figures $65,600 and by adding after said amount and figures the following:

"Six hundred Dollars of said amount shall be paid and added to the salary of the attending Physician of said Kentucky School for the Deaf."

3. Amend H. B. 586 by striking therefrom section No. 50.

4. Amend H. B. 586 by adding the following as Section 51-a:

Section 51-A. State Purchasing Commission. There is hereby appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1927, for the purpose of paying all of the expenses of the State Purchasing Commission, including the salary of its chairman, traveling expenses of its members, and its office furniture, furnishings and equipment, and expenses of clerical and manual help and assistance, not to exceed the sum of $20,000.00.

Senate Amendments Numbers 1, 2, and 4 were concurred in.

Senate Amendment Number 3 was non-concurred in.

And that they had passed a bill which originated in this House of the following title, viz.:

H. B. 587. An Act appropriating money for the operation and maintenance of the various Departments, boards,

Commissions, Institutions and Agencies of the State Government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1928; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

With the following Senate Amendments thereto, viz.:

1. Amend H. B. 587 by adding to section 37 the following:

Item H. To provide free beds for tuberculosis indigent patients at Hazelwood Sanitorium, $10,000.00.

2. Amend H. B. 587, page 20, section 46, line 5(A) by striking out the figures $65.000 and inserting in lieu therefor the figures $65,600 and by adding after said amount and figures the following:

"Six Hundred Dollars of said amount shall be paid and added to the salary of the attending physician of said Kentucky School for the Deaf."

3. Amend H. B. 587 by striking therefrom Section No. 50.

4. Amend H. B. 587 by adding the following as Section 51-A:

Section 51-A. State Purchasing Commission. There is hereby appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1927, for the purpose of paying all of the expenses of the State Purchasing Commission, including the salary of its chairman, traveling expenses of its members, and its office furniture, furnishings and equipment,

and expenses of clerical and manual help and assistance, not to exceed the sum of $20,000.

Senate Amendments Numbers 1, 2 and 4 were concurred in.

Amendment No. 3 was non-concurred in.

Ordered that the Chief Clerk of this House report the action of the House on said Amendments to the Senate.

After a time the Chief Clerk reported that he had discharged that duty.

Mr. Lee Clark offered the following resolution, viz.:

Joint Resolution for the benefit of the ministers of the Churches of Frankfort.

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That the sum of One Hundred Dollars ($100.00) to each of the following named ministers herein is hereby appropriated out of any funds in the state Treasury not otherwise appropriated, viz.: Rev. Edward G. Klosterman, J. C. Pelgrim, Chesterfield Turner, V. P. Merrill, W. P. Fryman and J. H. Gibbons, and the Auditor of Public Accounts will draw his warrants upon the State Treasurer to each of the foregoing named persons for the sum of One Hundred ($100.00) Dollars.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	D. W. Fowler	H. J. Meyers
Wm. J. Arvin	R. E. Glenn	J. S. Milliken
W. O. Bach	Whitsett Hall	L. P. Murphy
J. H. Baughman	Lawrence Harmon	Chas. N. McCarty
W. B. Belknap	J. F. Harrison	J. L. McDavid
T. H. Benton	C. W. Hawkins	W. J. McGill
D. F. Brown	J. M. Hayse	F. T. Nichols
Geo. A. Brown	Goebel B. Henson	Caleb Page
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Jas. J. Peters
W. G. Buckner	J. C. Hutcherson	Geo. W. Potter
S. J. Bunger	E. M. Johnson	W. H. Pryor
W. A. Carson	Grover C. Johnson	H. A. Pulliam
C. B. Carver	W. W. Johnson	Clint Raymer
Lee Clark	D. C. Jones	R. R. Rogers
Lonnie Cooper	Mrs. H. G. Jorris	C. W. Ryans
Fred H. Coots	W. O. Keller	Chas. L. Seale
J. D. Cox	J. R. Kelly	M. G. Slusher
J. S. Cruse	Thos. H. King	W. R. Smith
W. J. Curtis	Oscar Leibson	E. J. Snyder
J. L. Cushing	W. W. Leslie	Frank L. Strange
C. L. Daly	Leon P. Lewis	J. G. Swearengin
J. R. Dorman	J. L. Manning	J. L. Valandingham
E. J. Doss	Joe Martin	Chiles Van Antwerp
D. E. Edwards	Shelby Martin	C. D. Vincent
J. O. Evans	A. M. Mercer	T. B. Watts

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Mr. Lee Clark moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the orders of the day, a bill entitled:

H. B. 111. An Act relating to compulsory Education in the common schools of this Commonwealth and fixing penal-

ties for its violation and amending section 4526c-4, article 16, of chapter 13, Kentucky Statutes, Carroll's edition, 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. It shall be the duty of the teacher in the common schools of this Commonwealth at the end of each school week to report in writing the name and age of every pupil child residing in said subdistrict between the ages of eight and sixteen years that has not completed the eighth grade and who is not receiving instruction elsewhere that fails to attend school as herein prescribed to the attendance officer or trustee of said school district, who shall immediately investigate said case or cases and if it be found on investigation that neglect or refusal is on the part of the parent or guardian who has such child or children under his or her control to report said case to the nearest court having jurisdiction of same and said court shall issue his warrant against the parent or guardian having control of said child or children who fails or refuses to send said child or children to school unless in the opinion of the court having jurisdiction of same, the enforcement of this act against such person would not be humane.

Any parent or guardian who fails to comply with this act, unless as herein provided, shall be guilty of a misdemeanor and upon conviction shall be fined not less than five ($5) dollars nor more than twenty-five ($25) dollars for each offense and any teacher, attendant officer or trustee who fails to comply with the provisions of this act shall be fined a like sum and removed from his or her position.

§ 2. All acts or parts of acts in conflict with this act are hereby repealed.

Mr. Potter offered the following Amendment to said bill, viz.:

Amend H. B. 111 by inserting after the figures Sec. 1, in line 1, page 1 of the printed bill the following:

That Section 4 of Chapter 43 of the Acts of 1920, being Sec. 4526c-4, Carroll's Kentucky Statutes, Edition of 1922, be amended and re-enacted so that when so amended and re-enacted, said section shall read as follows:

Said Amendment was agreed to.

Mr. Jones offered the following Amendment to said bill viz.:

Amend H. B. 111. by striking out of line 12, on page 1, all the wording after the word "school" and strike out all of line 13, also by striking out the words and figures "twenty-five dollars" in line 16 of page 2 and inserting in lieu thereof the words and figures "nineteen dollars."

Said Amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows viz.:

Those who voted in the affirmative were—

Lewis Allen	J. H. Baughman	W. P. Bowman
W. B. Ardery	W. B. Belknap	D. F. Brown
Wm. J. Arvin	T. H. Benton	F. W. Bryant
W. O. Bach	Shaler Berry	J. R. Buckman

W. G. Buckner	Lawrence Harmon	L. P. Murphy
S. J. Bunger	J. F. Harrison	Chas. N. McCarty
C. B. Carver	C. W. Hawkins	J. L. McDavid
Lee Clark	Goebel B. Henson	W. J. McGill
Lonnie Cooper	H. B. Holland	F. T. Nichols
Fred H. Coots	S. K. Holland	Caleb Page
J. D. Cox	J. C. Hutcherson	Smith Park
J. S. Cruse	E. M. Johnson	Jas. J. Peters
W. J. Curtis	Grover C. Johnson	Geo. W. Potter
J. L. Cushing	W. W. Johnson	W. H. Pryor
C. L. Daly	D. C. Jones	R. R. Rogers
Mormon B. Daniel	W. O. Keller	Philip J. Ryan
J. R. Dorman	J. R. Kelly	C. W. Ryans
E. J. Doss	Thos. H. King	Chas. L. Seale
D. E. Edwards	Oscar Leibson	M. G. Slusher
J. O. Evans	W. W. Leslie	E. J. Snyder
D. W. Fowler	J. L. Manning	J. G. Swearengin
R. E. Glenn	Shelby Martin	Mac Swinford
F. A. Gnau	A. M. Mercer	
Whitsett Hall	J. S. Milliken	—70

Those who voted in the negative were—

Geo. A. Brown	J. J. Patterson	C. D. Vincent
W. A. Carson	Clint Raymer	T. B. Watts
Ira L. Horne	Frank L. Strange	
B. T. Morris	Chiles Van Antwerp	—10

Mr. Potter offered the following Amendment to the title of said bill, viz.:

Amend the title to H. B. 111 by striking out all of said title after the word "amending" and inserting in lieu of the words so stricken the following:

"and re-enacting Section 4 of Chapter 43 of the Acts of 1920, being section 4526c-4, Carroll's Kentucky Statutes, Edition of 1922."

Said Amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 371. An Act limiting the amount to be paid monthly and yearly to a county attorney of any county and to a commonwealth's attorney of any judicial district from a per centum of fines and forfeitures collected and paid into the State treasury to which such officials are entitled.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The maximum amount that can be paid out of the State treasury to any county attorney of any county or to any Commonwealth's attorney of any judicial district of this State from fines and forfeitures collected and paid into the State treasury in which such official is entitled to a per centum thereof shall not exceed, for any calendar month, one-twelfth of the maximum amount that can be paid from the State treasury to any such official for the entire calendar year.

§ 2. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	E. J. Doss	B. T. Morris
Wm. J. Arvin	D. E. Edwards	L. P. Murphy
W. O. Bach	J. O. Evans	Chas. N. McCarty
J. H. Baughman	D. W. Fowler	W. J. McGill
W. B. Belknap	R. E. Glenn	F. T. Nichols
T. H. Benton	F. A. Gnau	Caleb Page
Shaler Berry	Whitsett Hall	Smith Park
W. P. Bowman	Lawrence Harmon	J. J. Patterson
D. F. Brown	C. W. Hawkins	Geo. W. Potter
Geo. A. Brown	Goebel B. Henson	W. H. Pryor
F. W. Bryant	H. B. Holland	R. R. Rogers
J. R. Buckman	Ira L. Horne	C. W. Ryans
W. G. Buckner	E. M. Johnson	Chas. L. Seale
S. J. Bunger	Grover C. Johnson	M. G. Slusher
W. A. Carson	W. W. Johnson	E. J. Snyder
C. B. Carver	D. C. Jones	Frank L. Strange
Lee Clark	Mrs. H. G. Jorris	J. G. Swearengin
Lonnie Cooper	Thos. H. King	Mac Swinford
J. S. Cruse	J. L. Manning	J. L. Valandingham
W. J. Curtis	Joe Martin	Chiles Van Antwerp
J. L. Cushing	A. M. Mercer	C. D. Vincent
C. L. Daly	J. S. Milliken	
J. R. Dorman	T. R. Moore	—67

Those who voted in the negative were—

J. D. Cox	Shelby Martin	T. B. Watts
W. O. Keller	J. L. McDavid	
Oscar Leibson	W. R. Smith	—7

Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 519. An Act to require contractors, when dealing with any commission, department, institution or agency of the State, to disclose the name or names of each and every salesman, broker, attorney, agent or sub-agent, or other representative, requiring the registration of such reprsentative, and providing penalties for the violation of this act.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Every person, firm or corporation, who shall submit bids or estimates for contracts with any commission, department, institution or agency of the state for materials, equipment or supplies to be used in the construction of roads or other public works or improvements, or for the purchase of text books, goods, wares or merchandise of every kind and description for any such commission, department, institution or agency, shall in every case, accompany such bids or estimates, and at the time submit therewith the name or names of every salesman, broker, attorney, agent, sub-agent, or other representative of any such person, firm or corporation, who shall or may make, or acquire any profit, compensation, reward or other thing of value by reason of any such contract or sale, either by way of commission, salary, or wage, or who

shall be or become interested, directly or indirectly in the profits or benefits accruing to said person, firm or corporation from any such contract.

§ 2. Upon delivery of any or all materials, equipment, supplies, text books, goods, wares, or merchandise, mentioned in section 1 of this act, it shall be the duty of every person, firm or corporation making, or causing to be made, any such delivery, to submit therewith an invoice in which shall be included the name or names of every salesman, broker, attorney, agent, sub-agent, or other representative of and such person, firm or corporation, who shall or may make or acquire any profit, compensation, reward or other thing of value by reason of the said delivery, either by way of commission, salary, or wage, or who shall be or become interested directly or indirectly in the profits or benefits accruing to said person, firm or corporation, from any such delivery.

§ 3. Every person, firm or corporation employing a person to act as salesman, broker, attorney, agent or sub-agent or representaitve for the purposes mentioned in this act, or to secure in any manner, contracts with any commission, department, institution or agency of the state shall within one week after the date of such employment cause the name of the person so employed to be entered upon a record to be kept by the Secretary of State as hereinafter provided. It shall also be the duty of the person so employed to enter or cause to be entered his name upon such record.

The Secretary of State shall prepare and keep a permanent record or book to conform with the provisions of this act. Into said record or book shall be entered the names and business address of the employer; the name, residence, occupation of the person employed; the date of the employment or agreement therefor; the length of time that the employment is to continue; the nature of business conducted with the state or any agency thereof. Said record or book shall be a public record and open to inspection by any citizen upon demand at any time during the regular office hours of the Secretary of

State. The provisions of this section shall apply to all agents or sub-agents or other representatives who shall or may make or acquire any profit, compensation, reward or other thing of value by reason of any contract or sale, as provided in this act, either by way of commission, salary or wage or who shall be or become interested, directly or indirectly, in the profits or benefits accruing to any person, firm or corporation from any such contract.

§ 4. Every person, firm or corporation, knowingly violating any of the provisions of this act, with respect to the duties of employer, shall for the first offense be deemed guilty of a misdemeanor and shall be fined in any sum not to exceed one thousand dollars, and for the second offense fined in any sum not to exceed five thousand dollars, and, if a corporation, its charter may be forfeited in the discretion of the jury; any person violating any of the provision of this act with respect to the duties of salesmen, brokers, attorneys, agents, sub-agents, or other representatives, as defined in this act, shall be deemed guilty of a felony, and upon conviction thereof, shall be fined not exceeding five thousand dollars or confined in the penitentiary not to exceed the period of five years, or both so fined and imprisoned in the discretion of the jury.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. E. Edwards	A. M. Mercer
W. B. Ardery	J. O. Evans	J. S. Milliken
Wm. J. Arvin	D. W. Fowler	T. R. Moore
W. O. Bach	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
T. H. Benton	J. F. Harrison	J. L. McDavid
Shaler Berry	C. W. Hawkins	W. J. McGill
W. P. Bowman	J. M. Hayse	Caleb Page
D. F. Brown	Goebel B. Henson	Smith Park
Geo. A. Brown	H. B. Holland	J. J. Patterson
F. W. Bryant	S. K. Holland	Geo. W. Potter
J. R. Buckman	Ira L. Horne	W. H. Pryor
W. G. Buckner	J. C. Hutcherson	R. R. Rogers
S. J. Bunger	E. M. Johnson	C. W. Ryans
W. A. Carson	Grover C. Johnson	Chas. L. Seale
C. B. Carver	W. W. Johnson	M. G. Slusher
Lee Clark	Mrs. H. G. Jorris	W. R. Smith
Lonnie Cooper	W. O. Keller	E. J. Snyder
Fred H. Coots	J. R. Kelly	Frank L. Strange
J. D. Cox	Thos. H. King	J. G. Swearengin
J. S. Cruse	Oscar Leibson	J. L. Valandingham
W. J. Curtis	W. W. Leslie	C. D. Vincent
J. L. Cushing	Leon P. Lewis	W. S. Wallen
C. L. Daly	J. L. Manning	T. B. Watts
J. R. Dorman	Joe Martin	
E. J. Doss	Shelby Martin	—79

Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 360. An Act to amend and re-enact Section 2711a-54 of the Kentucky Statutes, in relation to certain members of the Adjutant General.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 2711a-54 of the Kentucky Statutes be and the same is hereby amended by striking from line five of said Section the words and figures two thousand and inserting in lieu thereof the words and figures two thousand five hundred, and by striking from lines seven and eight thereof the words and figures one thousand five hundred and by inserting in lieu thereof the words and figures two thousand, so that when said Section is amended and re-enacted the same shall read as follows:

The Adjutant General shall receive an annual salary of three thousand dollars ($3,000.00), the Assistant Adjutant General shall receive an annual salary of two thousand five hundred dollars ($2,500.00), and the State Supply Officer shall receive an annual salary of two thousand dollars ($2,000.00), to be paid in equal monthly installments out of the treasury. Compensation of other officers and employees on duty in the Adjutant General's Office and at the State Arsenal shall be fixed by the Adjutant General on the approval of the Governor.

§ 2. An emergency is hereby declared to exist and this Act shall take effect from and after its passage and approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	E. J. Doss	Oscar Leibson
Shaler Berry	D. E. Edwards	W. W. Leslie
W. P. Bowman	D. W. Fowler	J. L. Manning
D. F. Brown	F. A. Gnau	Shelby Martin
Geo. A. Brown	Whitsett Hall	A. M. Mercer
F. W. Bryant	Lawrence Harmon	B. T. Morris
J. R. Buckman	C. W. Hawkins	L. P. Murphy
W. G. Buckner	J. M. Hayse	Chas. N. McCarty
W. A. Carson	Goebel B. Henson	J. L. McDavid
C. B. Carver	H. B. Holland	F. T. Nichols
Lee Clark	J. C. Hutcherson	Geo. W. Potter
Lonnie Cooper	E. M. Johnson	R. R. Rogers
Fred H. Coots	Grover C. Johnson	C. W. Ryans
J. D. Cox	W. W. Johnson	Chas. L. Seale
J. S. Cruse	D. C. Jones	W. R. Smith
W. J. Curtis	Mrs. H. G. Jorris	E. J. Snyder
J. L. Cushing	W. O. Keller	J. G. Swearengin
C. L. Daly	J. R. Kelly	Mac Swinford
Mormon B. Daniel	Thos. H. King	T. B. Watts

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Those who voted in the negative were—

W. O. Bach	Caleb Page	J. L. Valandingham
S. J. Bunger	J. J. Patterson	Chiles Van Antwerp
Ira L. Horne	W. H. Pryor	C. D. Vincent
W. J. McGill	Clint Raymer	

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Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 419. An Act to amend section 1763 of Carroll's Kentucky Statutes, 1925 Edition.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1763 of Carroll's Kentucky Statutes, 1925, be and the same is hereby amended and re-enacted by striking out the words and figures "two thousand dollars ($2,000) per year" and inserting in lieu thereof the words and figures "three thousand dollars ($3,000) per annum;" and by striking out the words and figures* "fifteen hundred dollars ($1,500) per year" and inserting in lieu thereof the words and figures "two thousand dollars ($2,000) per annum;" so that said section as amended shall read as follows:

Section 1763. Salary of Deputies; Maximum Allowed. The salary of the chief deputy of each of said officers shall be three thousand dollars ($3,000) per annum, and the salary of each of the other deputies shall be fixed at a reasonable amount, not exceeding two thousand dollars ($2,000) per annum.

§ 2. Inasmuch as the salaries of the aforementioned officers have not been changed in years and appear inadequate, an emergency is hereby declared to exist and this act shall go into force and effect from and after its passage.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	R. E. Glenn	Shelby Martin
W. O. Bach	F. A. Gnau	A. M. Mercer
W. B. Belknap	Whitsett Hall	H. J. Meyers
T. H. Benton	Lawrence Harmon	B. T. Morris
W. P. Bowman	J. F. Harrison	Chas. N. McCarty
D. F. Brown	J. M. Hayse	J. L. McDavid
F. W. Bryant	Goebel B. Henson	W. J. McGill
W. G. Buckner	H. B. Holland	F. T. Nichols
S. J. Bunger	S. K. Holland	Smith Park
C. B. Carver	Ira L. Horne	J. J. Patterson
Lee Clark	J. C. Hutcherson	Geo. W. Potter
Lonnie Cooper	Grover C. Johnson	W. H. Pryor
Fred H. Coots	D. C. Jones	Clint Raymer
J. D. Cox	Mrs. H. G. Jorris	R. R. Rogers
J. S. Cruse	W. O. Keller	Philip J. Ryan
W. J. Curtis	J. R. Kelly	C. W. Ryans
J. L. Cushing	Thos. H. King	Chas. L. Seale
C. L. Daly	Oscar Leibson	W. R. Smith
Mormon B. Daniel	W. W. Leslie	E. J. Snyder
E. J. Doss	Leon P. Lewis	J. G. Swearengin
D. E. Edwards	J. L. Manning	J. L. Valandingham
D. W. Fowler.	Joe Martin	C. D. Vincent

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Those who voted in the negative were—

J. R. Buckman	L. P. Murphy	Chiles Van Antwerp
W. A. Carson	Mac Swinford	—5

Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 420. An Act providing for the appointment of assistant Chief Deputy Sheriffs in counties having cities of the first class, and fixing their duties and compensations.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The sheriff in counties having a city of the first class is hereby authorized to appoint as many as three assistant chief deputy sheriffs in said counties. The said assistant chief deputy sheriffs shall perform such duties as are prescribed for them by the sheriff, and shall receive as compensation for their service twenty-four hundred dollars ($2,400) per annum, payable in the same manner as the salaries of the other deputy sheriffs are paid. The said assistant chief deputy sheriffs may be removed at any time by the sheriff.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Wm. J. Arvin	T. H. Benton	D. F. Brown
W. O. Bach	Shaler Berry	F. W. Bryant
W. B. Belknap	W. P. Bowman	W. G. Buckner

S. J. Bunger	J. M. Hayse	F. T. Nichols
Lee Clark	Goebel B. Henson	Smith Park
Lonnie Cooper	H. B. Holland	J. J. Patterson
Fred H. Coots	Ira L. Horne	Geo. W. Potter
J. S. Cruse	J. C. Hutcherson	W. H. Pryor
W. J. Curtis	E. M. Johnson	Clint Raymer
J. L. Cushing	Grover C. Johnson	R. R. Rogers
C. L. Daly	W. W. Johnson	Philip J. Ryan
Mormon B. Daniel	Mrs. H. G. Jorris	C. W. Ryans
J. R. Dorman	W. O. Keller	Chas. L. Seale
E. J. Doss	J. R. Kelly	W. R. Smith
D. E. Edwards	Thos. H. King	E. J. Snyder
D. W. Fowler	Oscar Leibson	Frank L. Strange
Otto C. Gartin	W. W. Leslie	J. G. Swearengin
R. E. Glenn	Leon P. Lewis	Mac Swinford
F. A. Gnau	J. L. Manning	J. L. Valandingham
Lawrence Harmon	Joe Martin	C. D. Vincent
J. F. Harrison	Chas. N. McCarty	T. B. Watts
C. W. Hawkins	J. L. McDavid	—65

Those who voted in the negative were—

Lewis Allen	J. D. Cox	Caleb Page
J. R. Buckman	Whitsett Hall	Chiles Van Antwerp
W. A. Carson	Shelby Martin	
C. B. Carver	A. M. Mercer	—10

Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed a bill which originated in this House of the following title, viz.:

H. B. 300. An Act to authorize cities of the second, third and fourth class, to acquire water works and to issue bonds therefor, payable from the revenues of such works.

Ordered that said bill be delivered to the Enrolling Clerk of this House.

And that they had also passed bills which originated in that body of the following titles, viz.:

S. B. 419. An Act to authorize Fiscal Courts in certain counties to supplement the salary of the Circuit Judge therein.

S. B. 389. An Act to create the 38th Judicial District and to change the 26th and 34th Judicial Districts, and to fix the time of holding court therein.

S. B. 249. An Act appropriating the sum of Twelve Thousand, Five Hundred Dollars ($12,500.00) for use by the Custodian of Public Buildings for the payment of salaries of such employees whose compensation has not been provided for in the regular annual budget allowance, but who have rendered, or may render, service in or upon the State Capitol, Governor's Mansion, and other public property.

S. B. 427. An Act to permit Magdalene Willett and others to sue the State in an amount not to exceed the foregoing sums for services rendered and performed to the Commonwealth of Kentucky.

Ordered that said bill be printed and referred to the Committee on Rules.

Mr. Lee Clark of the Committee on Rules to which the same had been referred, reported bills of the following titles, viz.:

S. B. 419. An Act to authorize Fiscal Courts in certain counties to supplement the salary of the Circuit Judge therein.

S. B. 389. An Act to create the 38th Judicial District and to change the 26th and 34th Judicial Districts, and to fix the time of holding court therein.

S. B. 249. An Act appropriating the sum of Twelve Thousand, Five Hundred Dollars ($12,500.00) for use by the Custodian of Public Buildings for the payment of salaries of such employees whose compensation has not been provided for in the regular annual budget allowance, but who have rendered, or may render, services in or upon the State Capitol, Governor's Mansion, and other public property.

S. B. 427. An Act to permit Magdalene Willett and others to sue that State in an amount not exceed the foregoing sums for services rendered and performed to the Commonwealth of Kentucky.

With the expression of opinion that said bill ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 463. An Act empowering any corporate, authorized by law to build, construct or maintain toll bridges, to acquire land and other property or material by contract, purchase, by condemnation proceedings or otherwise.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That all corporations, authorized by law to construct, acquire, operate or maintain toll bridges wholly within the State of Kentucky, and across any stream, whether navigable or otherwise, shall have and are hereby given full power to acquire any land and any interests, franchise, easement, right and privilege, or any or all such rights, interests, franchises, easements or privileges therein, or any building or other property or materials which may be required or necessary or proper or needful to it for the purpose of constructing, furnishing, acquiring, maintaining or operating such bridge or bridges, and approaches thereto, by gift, purchase, lease, contract, deed or by condemnation proceedings, and are hereby invested with the right and power of eminent domain for such purposes.

§ 2. All condemnations proceedings hereunder and herein provided for shall be conducted in the same manner as provided by law for the condemnation of land for railroads and railroad purposes.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were:

W. O. Bach	F. W. Bryant	C. B. Carver
Shaler Berry	J. R. Buckman	Lee Clark
D. F. Brown	W. G. Buckner	Fred H. Coots
Geo. A. Brown	W. A. Carson	J. D. Cox

J. S. Cruse	Grover C. Johnson	T. R. Moore
W. J. Curtis	W. W. Johnson	B. T. Morris
J. L. Cushing	Mrs. H. G. Jorris	J. L. McDavid
C. L. Daly	W. O. Keller	Smith Park
D. E. Edwards	J. R. Kelly	Jas. J. Peters
J. O. Evans	Thos. H. King	Geo. W. Potter
Otto C. Gartin	Oscar Leibson	Philip J. Ryan
C. W. Hawkins	W. W. Leslie	W. R. Smith
J. M. Hayse	J. L. Manning	E. J. Snyder
Goebel B. Henson	Joe Martin	Frank L. Strange
S. K. Holland	Shelby Martin	J. G. Swearengin
Ira L. Horne	H. J. Meyers	C. D. Vincent
E. M. Johnson	J. S. Milliken	T. B. Watts

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Those who voted in the negative were—

W. B. Belknap	D. W. Fowler	H. B. Holland
Shaler Berry	F. A. Gnau	J. C. Hutcherson
Mormon B. Daniel	Whitsett Hall	Caleb Page
J. R. Dorman	Lawrence Harmon	H. A. Pulliam
E. J. Doss	J. F. Harrison	Mac Swinford

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Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 60. An Act to amend chapter 120, of the 1924 Acts of the General Assembly of the Commonwealth of Kentucky by adding thereto Section 1-A relating to revenue and taxa-

tion and providing for the purchase of tax free gasoline, for use as ingredient in manufacturing.

With a Committee amendment thereto by way of substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That, Chapter 120 of the 1924 Acts of the General Assembly of the Commonwealth of Kentucky be amended by adding thereto as section 1A, between Sections 1 and 2 of said act the following:

"All persons, firms, associations or corporations purchasing gasoline, as the word is defined in this act, for use solely as an ingredient in the carrying on of their special business and not for use in any internal combustion engine, or for use as a fuel, or for use as a fuel in any motor vehicle upon any public highway, may, upon due proof presented to the State Tax Commission that said gasoline is not to be used otherwise than as an ingredient in the carrying on of their special business and not as a fuel, nor for use as a fuel in any motor vehicle, nor for use in an internal combustion engine, secure a permit from said State Tax Commission to purchase said gasoline free from tax. Said proof must be made and presented in the form of an affidavit and said persons, firms, associations or corporations shall at all times keep a record of said gasoline purchased and how used, which record shall be subject to inspection by the State Tax Commission at all times and the business of said persons, firms, associations or corporations shall be subject to inspection at all times as to the methods and use of said gasoline. Provided that said persons, firms, associations or corporations shall pay to the State Tax Commission a fee of Twenty-five ($25.00) Dollars for issuing said permit and said permit must be re-issued annu-

ally, for which re-issuing the above mentioned fee shall be charged. Said fee shall be paid into the State Treasury and shall be used as provided in Section 2 of this act.

Said Substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§1. That Section 1 of Chapter 120 of the Acts of the General Assembly of 1924 be amended so as to read as follows:

Section 1. That the word "gasoline," as used in this act, shall include all liquid fuels, including liquids ordinarily, practically and commercially usable in internal combustion engines for the generation of power and all distillates of, and condensates from petroleum, natural gas, coal, coal tar, vegetable ferments, and all other products, so usable and sold in this Commonwealth at wholesale, as the words "at wholesale" are defined herein; provided the term "liquid fuels" shall include kerosene, fuel oil and crude oil only when used as a motor vehicle fuel upon any public highway. A State tax of three (3c) cents per gallon is hereby imposed on all gasoline, as defined herein, sold in this Commonwealth at wholesale, as the words "at wholesale" are hereinafter defined. No other excise or license tax shall be levied or assessed on gasoline by the State or any county, city, town or other district. The tax hereby provided for shall be paid by the person, firm, association or corporation so selling gasoline, and shall be paid by said person, firm, association or corporation into the general fund of the State Treasury in the manner and within the time hereinafter specified. The words "at wholesale," as used in this act, shall be held and construed to mean and include any and all sales made for the purpose of resale or distribution or for use, and as well, the gasoline furnished or supplied for distribution within this State, whether the distributor be the same person who so furnished the same, his

agent or employer or another person; and also to mean and include any person who shall purchase or obtain such gasoline without the State and sell or distribute or use the same within the State. Provided, that nothing herein contained shall be constructed as authorized or requiring the collection of such tax upon any gasoline after the same shall have been already once taxed under the provisions of this act. The tax upon gasoline as defined in this Act shall not apply to gasoline used solely as an ingredient in the carrying on of manufacturing and not for use in any internal combustion engine, or for use as a fuel, or for use as a fuel in any motor vehicle upon any public highway. The State Tax Commission upon application and proof in such form as it may prescribe, by any person, firm or corporation that gasoline used by them is not subject to said tax, shall issue to such applicant a certificate of its finding that the gasoline used is not subject to tax. All such applications for certificates shall be accompanied by a fee of twenty-five dollars ($25.00) which shall be paid into the State Treasury and used as provided in Section 2 of this Act. The holder of such certificate shall within the period of twelve months following its date be permitted to purchase gasoline without payment of tax imposed by this Act. The holder of said certificates shall keep accurate records of gasoline purchased, and of its use, which records and methods of use of gasoline shall be subject to inspection by the State Tax Commission. If the holder of any such certificate shall use any gasoline purchased without proper payment of tax for any purpose which under this act would make him liable to said tax, he shall be guilty of a misdemeanor and upon conviction shall be fined not less than $20.00 nor more than $50.00 his certificate forfeited.

Said Substitute was adopted.

Mr. Belknap offered the following Amendments to said substitute, viz.:

Amend the Substitute for H. B. 60 by striking from line 39 page 3, the words and figures "twenty-five ($25.00) Dollars and substituteing therefor the words and figures "five ($5.00) Dollars."

Amend the Substitute for H. B. 60 by inserting after the word "used" in line 31, page 3, the following words "in tractor engines in farms or"

Said Amendments were each and severally agreed to.

Mr. Fowler offered the following Amendment to the substitute, viz.:

Amend Substitute H. B. 60 by Striking out the word "gasoline" where ever it may appear in line 30 to 50 inclusive of section 1 and insert in lien thereof the words "Benzine or naptha."

Said Amendment was disagreed to.

Mr. Baughman moved that said bill lie on the table.

Said motion was agreed to.

And so said bill was rejected.

Mr. Meyers moved that when the hour of five-thirty o'clock arrives, the House do then adjourn to meet again on to-morrow at ten o'clock A. M.

Said motion was agreed to.

Mr. Meyers moved that the vote by which the House agreed that when it adjourns today at five-thirty o'clock P. M. it be to meet again on tomorrrow at ten o'clock A. M., be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled, viz.:

H. B. 171. An Act to provide for wash rooms in certain employments, to protect the health of employees, and secure public comfort.

With Committee Amendment thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That every owner or operator of a coal mine, steel mill, foundry, machine shop, or other like business, employing twenty or more persons in which employees become covered with grease, smoke, dust, grime and perspiration to such extent that to remain in such conditions after leaving their work without washing and cleansing their bodies and changing their clothing will endanger their health, or make their condition offensive to the public, shall provide and maintain a suitable and sanitary wash room at a convenient place in or adjacent to such mine, mill, foundry, shop or other place of employment for use of such employees.

Such wash rooms shall be so arranged that employees may change their clothing therein, and shall be sufficient for the number of employees engaged regularly in such employment; it shall be provided with lockers or hangers in which employees may keep their clothing; shall be provided with hot and cold water, and with sufficient and suitable places and means for using same, and during cold weather shall be sufficiently heated.

It shall be the duty of the State and County mine inspectors, factory inspectors, and other inspectors, required by law to inspect places and kinds of business required by this Act to be provided with wash rooms, to inspect such wash rooms, and report to the owner or operator the sanitary and physical condition thereof in writing, and make recommendations as to such improvements or changes as may appear to be necessary for compliance with the provisions of this act.

Any owner or employer who shall fail or refuse to comply with the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not more than one hundred dollars.

Any owner or employer who shall be convicted of a violation of this act shall be subject to conviction for each and every succeeding day he shall fail and refuse to comply with the provisions of this act, each day thereafter being a separate offense.

Said Committee Amendment is as follows, viz.:

Amend H. B. 171 by striking out in line 2, page 1, the word "twenty" and inserting in lien thereof the word "forty."

Said Amendment as offered by the Committee was agreed to.

Ordered that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	R. E. Glenn	L. P. Murphy
W. O. Bach	Whitsett Hall	Chas. N. McCarty
J. H. Baughman	Lawrence Harmon	J. L. McDavid
W. B. Belknap	J. F. Harrison	W. J. McGill
T. H. Benton	Goebel B. Henson	F. T. Nichols
Shaler Berry	H. B. Holland	Caleb Page
D. F. Brown	S. K. Holland	Smith Park
F. W. Bryant	Ira L. Horne	J. J. Patterson
J. R. Buckman	J. C. Hutcherson	Jas. J. Peters
W. G. Buckner	Grover C. Johnson	Geo. W. Potter
S. J. Bunger	W. W. Johnson	H. A. Pulliam
W. A. Carson	D. C. Jones	R. R. Rogers
C. B. Carver	Mrs. H. G. Jorris	C. W. Ryans
Lee Clark	W. O. Keller	Chas L. Seale
Lonnie Cooper	J. R. Kelly	M. G. Slusher
J. D. Cox	Thos. H. King	W. R. Smith
W. J. Curtis	Oscar Leibson	E. J. Snyder
Marmon B. Daniel	W. W. Leslie	Frank L. Strange
E. J. Doss	Leon P. Lewis	J. G. Swearengin
D. E. Edwards	J. L. Manning	Mac Swinford
J. O. Evans	Joe Martin	J. L. Valandingham
D. W. Fowler	Shelby Martin	C. D. Vincent
Otto C. Gartin	B. T. Morris	T. B. Watts

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Those who voted in the negative were—

J. S. Cruse	J. R. Dorman	W. H. Pryor

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Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 125. An Act to repeal and to re-enact section 4305, 4325, 4326, 4327, 4328, 4330, 4331, 4332, 4333, 4334, 4335, 4336, 4337, 4341, 4342, 4342a-2, 4352, 4353, 4353a, 4356b, 4356c, 4356d, 4356e, 4356f, 4356g, 4356h, 4356i, 4356j, 4356k, 4356l-1, 4356l-2, 4356l-3, 4356l-4, 4356l-5, 4356n, Carroll's Kentucky Statutes, changing the name of "County Road Engineer" to "County Road Supervisor" and providing for his election by the voters of the county in which he resides.

With a Committee Amendment thereto by way of Substitute thereof.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That sections 4305, 4325, 4326, 4327, 4328, 4330, 4331, 4332, 4333, 4334, 4335, 4336, 4337, 4341, 4342, 4342a-2, 4342a-3, 4342a-4, 4345a-2, 4352, 4353, 4353a, 4354, 4355, 4356, 4356a, 4356b, 4356c, 4356d, 4356e, 4356f, 4356g, 4356h, 4356i, 4356j, 4356k, 4356l, 4356l-1, 4356l-2, 4356l-3, 4356l-4, 4356l-5, 4356n, Carroll's Kentucky Statutes, be repealed and re-enacted so when re-enacted said section shall read as follows:

Section 4305. When it is necessary to build or repair a bridge and said building and repair will cost more than five hundred dollars ($500.00) the county road supervisor shall notify the State Highway Engineer that such work will be done. The State Highway Engineer shall then furnish to the said county road supervisor plans, specification and estimates of cost, which he shall submit to the fiscal court. The county road supervisor shall keep in his records the plans, specifications and estimates of cost furnished by the State Highway

Engineer; and also the plans, specifications and estimates of cost and the actual cost of the repair or construction work which is actually done. It shall not be obligatory on the part of the fiscal court to accept the plans, specifications and estimates furnished by the State Highway Engineer. This same plan shall be followed in making the purchase of all county road machinery, when the amount of said purchase is five hundred dollars ($500.00) or more. When a new metal road is to be built, or an old dirt road converted into a metal road the county road supervisor of the county in which such improvement is to be made shall notify the State Highway Engineer, who shall send an assistant engineer to assist in laying out the road, and in drawing plans and specifications and in making up estimates of cost for said road. This shall be done at the expense of the state. The fiscal court shall not be compelled to accept the plans and specifications of the engineer furnished by the State Highway Engineer, but a record of same shall be kept. After awards on contract, estimates as furnished by the State Highway Engineer and the contract price shall be published as advertisement provided for in section 18, (4304).

Section 4325. There is hereby created in the several counties of the state of Kentucky the office of county road supervisor, who shall be elected, for a term of four years, at the same time and in the same manner as are all other county officers, provided for by law, who shall be a resident and citizen of the county in which he is to serve, a property owner and male more than thirty years of age, who shall have passed a creditable examination by the state highway engineer or one of his representatives as to his qualifications and fitness for the position sought.

Before any person's name shall be placed upon the ballot at any primary or regular election as a candidate for the office of county road supervisor he shall hold a certificate from the State Highway Engineer that he has been examined and that he is qualified for the office. It shall be the duty of the State

Highway Engineer to make and provide all necessary arrangements for the holding of the examination and for the issuing of certificates to all candidates in the several counties in the state who desire to take such examination and receive such certificates, such examination to be advertised for and held within the period between January 1st and March the 31st of the years in which county officers are to be elected; and the certificates to successful applicants to be issued on or before the 1st day of May in the same year.

Nothing in this section shall prevent the present county road engineers from serving the term for which they may have been elected or appointed.

Vacancies in the office of county road supervisor shall be filled by appointment for the unexpired term by the county judge of the county, by and with the consent and approval of the fiscal court. The county road supervisor shall receive as a salary not less than six hundred dollars ($600.00) per annum, to be fixed by the fiscal court, which shall be paid as provided in case of other county officials. In case of temporary vacancies the county surveyor of the county elected at the last preceding general election may receive such appointment, provided he be competent as required by this chapter, and for such service he shall receive the compensation fixed by the fiscal court as provided in this section, in lieu of all fees as are allowed by the law for his services as county surveyor. It shall be the duty of the county clerk to give written notice to the appointees provided in this chapter of their appointment as soon thereafter as practical, and each person appointed shall, within ten days after having been notified of such appointment, qualify by giving such bond as the county court may direct for the faithful performance of his duties, and shall also take oath to well and trully perform the duties thereof. The county road supervisor shall have an office, with proper furniture and equipment, at the county seat of the county. In all counties of the state levying a road tax amounting to over fifty thousand dollars ($50,000) the fiscal

court shall furnish the county road supervisor with transportation in performing duties connected with the superintending, construction, repair and maintenance of the roads in the county. To this end the fiscal court may purchase or rent teams or automobiles which may be used by the county judge or committees of the fiscal court or board of commissioners for inspection of the roads and to determine recommendations on needed work and repairs; provided, that in counties where the fiscal court does not provide for a county road supervisor, the services in this act directed to be performed by the county road supervisor except as otherwise herein provided, shall be performed by the county surveyor, or by some other person designated by the county court, and for such service shall receive the same compensation allowed by law to commissioners for dividing land.

Section 4326. The county road supervisor may be removed at any time by the county judge of the county upon his own volition for incompetency, malfeasance or misfeasance in office upon written charges after a hearing of which ten days' notice shall be given by serving a copy of such charges upon such county road supervisor. Such hearing shall be heard at the courthouse, in the county seat. If upon hearing it appears that such charges are sustained the county judge of the county shall remove such county road supervisor and forthwith serve notice thereof by mail on the county road supervisor. Such notice shall state specifically the grounds for such removal. The record of the proceedings upon such hearing shall be filed in the office of the county clerk. The county judge of the county, by and with the consent and approval of the fiscal court thereof, shall within ten days after such removal, appoint a county road supervisor to fill the vacancy caused by such removal. The person so appointed shall hold office for the unexpired term or until a judgment or a final order of a court of competent jurisdiction determining that the original county road supervisor was wrongfully and

illegally removed, and directing his reinstatement, be rendered.

Section 4327. If any county road supervisor neglects or refuses to perform the duties of his office, he shall be guilty of a misdemeanor and upon conviction thereof shall be fined not exceeding one hundred dollars ($100.00) and shall be subject to the same penalty if he refuses or neglects to cause contractors to perform their duties as provided in this chapter.

Section 4328. The county road supervisor, elected or appointed as provided in section 4325 hereof, shall have general charge of all public roads and bridges withn his county, excepting turnpikes or bridges owned by or maintained and operated wholly by the state or some citizen or company, and as otherwise expressly provided in relation to incorporated cities, towns and villages or other localities, and shall see that the same are improved, repaired and maintained as provided by law; shall have general supervision of the work of construction, reconstruction and improving public roads and bridges in this county; superintend the construction and improvement made upon the roads and bridges under the provisions of this chapter; and othe work of like nature undertaken by the fiscal court of the county; shall make reports from time to time as the county or fiscal court may direct; advise and direct those employed by the various contractors how best to repair, maintain and improve such roads and bridges; examine the various formations and deposits of gravel and stone in his county for the purpose of ascertaining the materials which are most available and best suited for the improvement of public roads therein; when requested by the state highway engineer shall submit samples of such materials and deposits and make a written report in respect thereto; and shall establish, or cause to be established, such grades and recommend such means of drainage, repair and improvement as seems to him necessary and together with the fiscal court shall consider plans, specifications and estimates submitted for the erection or repair of bridges and the con-

struction or maintenance of public roads and approve or reject same. The county road supervisor shall hold a road meeting in each magisterial district each year between the twentieth day of February and the thirtieth day of March for the discussion of road topics and for furthering the improvement of the roads of the county, and whenever a general meeting is called in the interest of good roads for the county or district, by the state highway engineer, the county road supervisor shall cause due notice thereof together with the meeting to be held by him, to be given through the public press, as provided in this chapter for roads to be let to contract. The county road supervisor shall also inspect, or cause to be inspected, each public road or bridge during its construction or improvement, and certify to the fiscal court the progress of the work and whether or not the same is being done according to the contract plans and specifications prepared therefor, and if he shall find that such work is not being done in accordance with such contract, plans and specifications, he shall have authority to stop any further work thereunder until the fiscal court shall have inspected and passed upon the same. The county road supervisor shall perform such other duties as may be prescribed by law.

Section 4330. It shall be the duty of the county road supervisor within thirty days after the first day of January next after his appointment, if ordered by the fiscal court, and every year thereafter, to lay out and divide, or cause to be laid out and divided, all the county roads in the county into sections not exceeding two miles in length, which he shall number and describe in a book kept by him for that purpose. He shall distinctly specify therein what he shall deem necessary for the improvement and keeping in repair each section of said county road for a period of one year, and may also recommend the establishment and construction of such roads as he may think for the benefit of the general public, each section of which shall be advertised to be let to contract in accordance with the provisions of this chapter. Should no

suitable bid be received such sections or new roads may be let to private contract or may be kept in repair or such new roads opened as provided in this chapter, or in any other manner the fiscal court may direct. To this end there may be employed or purchased by the fiscal court all necessary hands, horses and materials for the proper performance of such work. Each section so let to contract shall be put in good repair on or before November 1 of each year and shall be kept in good repair until the expiration of the contract.

Section 4331. It shall be unlawful for any county road supervisor to appoint or employ under the provisions of this section, as a laborer on the public roads, his father, son, son-in-law, grandson, brother, brother-in-law, nephew or first cousin by blood. Each county road supervisor shall report to the fiscal and county court at each regular term thereof and at such other times as the court may require a full itemized statement of the expenditures made by him since his last report, giving the number and names of hands and number of horses employed by him, the time each was employed, the amount paid to and for each, and to such other matter as he may deem necessary or the court may require. Such statement of accounts shall first have been prepared according to the public accounting laws of the state, and have been certified to by the agent or agents of the county road supervisor having charge of the work.

Section 4332. If any citizen of a road precinct complain to the county road supervisor thereof, that any contractor or contractors therein have neglected or refused to keep his or their section or sections of road in repair in accordance with the specifications, it shall be the duty of said county road supervisor to cause examination to be made within five days after such complaint shall have been made, and if, upon such examinations he deems the complaint well founded he shall give notice thereof in writing to the party so complained of, and he shall accompany said notice with request that the party so complained of shall, in a reasonable time thereafter,

put his or their section or sections in repair in accordance with the specifications; and if the said contractor or contractors shall neglect or refuse to repair the same, it shall be the duty of said county road supervisor to cause the same to be put in repair, and the cost of such repair be deducted from any money or moneys allowed the contractor or contractors for opening and keeping in repair such section or sections, and the fiscal court shall issue a warrant on the sheriff or treasurer for such amount of money certified, and in favor of such person or persons as shall have been employed to put such section or sections in repair. And if the amount under the control of the court aforesaid is not sufficient to pay for the repairs so caused to be made by the county road supervisor, then the additional cost thereof shall be recoverable from the contractor or contractors by said county road supervisor as other claims of equal amounts are now recoverable by law.

Section 4333. All claims of any contractor, contractors or others which may, under the provisions of this chapter, be due to such contractor, contractors or other persons, shall, when certified to by the county road supervisors, be presented to the county court, and if found correct, shall, upon the order or warrant of said court, signed by the judge thereof, be paid by the treasurer or sheriff; Provided, further, that it shall be the duty of the county road supervisor to furnish the fiscal court, at its October session each year, with a certified statement showing an itemized account together with the voucher for all expenditures made during the year. Provided, that no county road supervisor shall certify the claims of any such contractor or contractors until, upon examination he shall find that the provisions of the contract have been strictly complied with.

Section 4334. It shall be the duty of the county road supervisor to inspect, or cause to be inspected, every six months, and at such other times as the fiscal court may require, the public roads and bridges within the county. He

shall cause loose stones lying in the beaten track along the public roads to be removed at least one time in each year, between the first day of April and the first day of June. The stones so removed shall be carried to some place from which they will not work back or be brought back into the track by road machines or other implements used in repairing the roads. He shall cause noxious weeds growing by the bounds of public roads to be cut down in the month of August. He shall cause such roads as shall have been laid out but not sufficiently described, and such as shall have been used as public roads for a term of ten years, but not recorded, to be ascertained, described and entered on record in the county clerk's office of the county. He shall cause to be opened and made all new county roads and alterations of former roads ordered by proper authority; and shall cause to be made and placed at the forks or crossings of every county road when ordered by the fiscal court, a guide-board on which shall be stated in plain letters the most noted place to which each road leads and the number of miles thereto. Across every stream where it is necessary and practicable, he shall, when directed by the fiscal court, cause to be placed and kept a sufficient bridge, bench or log for the accommodation of foot passengers. When a public road is suddenly obstructed by the falling of rock or timber, landslides, or other cause, or a public bridge is from any cause rendered unsafe, if the same is under contract for continuous maintenance as provided in this chapter, he shall immediately give notice thereof to the contractor or contractors on whose section of road the obstruction may be, whose duty it shall be within twenty-four hours or as soon as practicable thereafter, to remove such obstruction, and in case no effort has been made by the contractor or contractors within said twenty-four hours, to remove said obstruction he shall immediately employ such person, machinery and teams as may be necessary, and without avoidable delay, cause the obstruction to be removed from the public road, or the bridge to be made safe, and the cost thereof shall be recovered from

the contractor or contractors aforesaid, as provided in section 46 of this chapter. But if the said section of obstructed road be not under his contract, the said county road supervisor shall immediately remove the obstructions in like manner, and the cost thereof shall be a charge made payable by the county court out of the county road funds.

Section 4335. The fiscal court may purchase for the use of the county stone crushers, road rollers, traction engines. road machines for grinding and scraping tools and other instruments, which shall be paid for from moneys levied and collected and belonging to the county road funds or from the proceeds of bonds issued and sold for such purposes as provided by law. The county road supervisor shall advertise for bids as hereinbefore provided. No contract for the purchase of stone crushers, road rollers, or traction engines shall be valid unless the fiscal court shall have approved the same and endorsed its approval on such contracts by the signatures of the county judge and the clerk thereof. All road machinery shall be under the care of the county road supervisor, and shall be cared for by him at the expense of the county to which they belong. He shall cause to be made annually a written inventory of all such machinery, tools and implements, indicating each article, and the value thereof, and the necessary cost of all repairs thereto, and deliver the same to the county clerk of the county on or before October 1 of each year, and shall, at the same time, cause to be filed with the county clerk his written recommendation as to what machinery, tools and implements should be purchased for the use of the county, and the probable cost thereof; he shall provide a proper place or places for housing and storing all machinery. Tools and implements owned by the county, and cause the same to stored therein when not in use.

Section 4336. The county road supervisor may, with the approval of the fiscal court, lease or hire stone crushers, road rollers, traction engines, etc. The expense thereof shall be paid by the fiscal court in like manner as other such claims

are paid by it out of the moneys belonging to the road fund for the repair and improvement of the public roads of the county.

Section 4337. The county road supervisor may with the approval of the fiscal court of the county, purchase of the owner any gravel bed or pit, or stone quarry within the county, gravel or stone for the purpose of grading, repairing or otherwise improving the roads of the country at a price per cubic yard to be approved by the fiscal court. If such county road supervisor cannot agree with any such owner for the purchase of such gravel or stone, he may, with the approval of the county court, acquire by condemnation, the right to take or use such gravel or stone and to remove the same from such bed, pit or quarry, for the purpose of grading, repairing, or otherwise improving such roads, together with the rights of way to and from such bed, pit or quarry for the purpose of such removal. No such gravel or stone shall be taken by condemnation within five hundred feet of any house or barn, or from any lawn, orchard or vinyard. The purchase price of such stone or gravel, and the damage awarded in such condemnation proceedings together with the cost and expense thereof, shall be a county charge and paid out of the money collected therefor as provided by law. If the county shall abandon for a period of five years any right acquired in this section to take or use the gravel or stone from such bed, pit or quarry, or if the county road supervisor shall cease to use the same for the purpose for which it was acquired, the right thereto shall revert to and become invested in the owner of such bed, pit or quarry or if his heirs or assigns except when the fiscal court has by purchase acquired title to the fee of any land or lands, in which case shall remain and be invested in the county until disposed of by the fiscal court. (March 23, 1914, c. 80, p. 338, sec. 51, as amd. March—, 1920, c. 161, p. 690.)

Section 4341. It shall be the duty of the pipe line companies whose lines shall have been laid across or along any pub-

lic road in this state for the purpose of transporting any natural gas, oils or water, or any other substance, to fill up all exnatural gas, oils or water, or any the public road in all respects as good as it was before the excavation was made, and to keep the same in such condition. If such obstructions are not removed or such poles or wires are not removed or reset, or such excavations are not properly filled and maintained within thirty days after serving a notice, by the county road supervisor personally or by mail upon such owner or occupant or upon such company at its principal place of business, or an agent of the company within the county, requesting the same to be done, the county road supervisor shall cause such obstruction to be removed, and such poles and wires to be reset and such repairs on the excavation to be made as may be necessary to place the same in its original condition. The expenses thereby incurred shall be paid in the first instance out of the moneys levied and collected and available therefor, and the amount thereof shall be charged against such owner, occupant or company and levied and collected as provided in section 56 of this act.

Section 4342. The county road supervisor shall assess the cost of removing obstructions and removing, resetting poles and wires pursuant to sections 53, 54 and 55 of this chapter, against the owner, occupant or company neglecting to perform their duty imposed by the sections above referred to. Such county road supervisor shall serve personally, or by mail upon such owner, occupant or company, a written notice, stating that at the time and place specified therein, he or his agents will assess such costs against owner, occupant or company neglecting to perform their duty imposed by the sections above referred to. Such county road supervisor shall serve personally, or by mail upon such owner, occupant or company, a written notice, stating that at the time and place specified therein, he or his agents will assess such costs against owner, occupant or company neglecting to perform such duty. Such notice shall be served at least tend days pre-

vious to the time specified therein. If directed against a company it may be served upon it as its principal place of business or upon any agent of the company within the said district or county. At the time and place specified he shall hear the parties interested and shall thereupon complete the assessment, stating therein the name of the owner, occupant or company the amount assessed against him and shall return such assessment to the fiscal court of the county who shall cause the amount stated therein to be levied against the owner, occupant or company, and any uncollected assessment shall be a lien upon the property affected. The amount so levied shall be so collected as other taxes levied by such court and shall be paid into the county road fund to be applied to reimbursing the fund from which the said costs was defrayed.

Section 4342a-2. The brush, bushes, weeds, overhanging limbs of trees and all other obstructions along the highways of the several counties of this Commonwealth are to be removed therefrom between the first day of July and the 20th day of August every year, and it shall be the duty of the county road supervisor of the several counties of this Commonwealth to publish in some county paper of the county in which they act for at least two consecutive weeks before the first day of July of every year and to give notice by handbills posted in not less than ten conspicuous places in each voting precinct of their counties outside of the incorporated towns, the requirements of this act and the duties incumbent upon such persons as own, control and manage lands bordering and abutting on the public highways.

Section 4342a-3. Every person who violates the provisions of this act by failure to perform the duties as herein required shall on conviction be fined in a sum of not less than twenty dollars ($20.00) nor more than fifty dollars ($50.00). And the county road supervisor shall on conviction be fined in the sum of not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100.00) for his failure to publish the notices as herein required. (Id. sec. 3.)

Section 4342a-4. The cost of publication of the notices herein required are to be paid by the fiscal court of the county in which the notices were published and posted. (Id., sec 4.)

Section 4345a-2. The county judge or the county road supervisor of any county, upon application written by the owner or person having charge thereof, may grant permission for the movement of vehicles, objects or structures in excess of the total weight of fifteen tons, including weight of vehicle, object, contrivance, structure and load, over the highways, bridge or culvert within such county and located outside of any municipal corporation. Such permission shall be in writing and the county judge or county road supervisor may grant the same, subject to such conditions and restrictions as in his judgment are necessary for the preservation and protection of such highways, bridges and culverts.

Section 4352. The county road supervisor may enter upon any of the lands adjacent to any of the public roads of his county for the purpose of opening any existing ditch or drain, or for digging a new ditch or drain, for the free passage of water for the drainage of such public roads; upon the lands of any persons adjoining rivers, streams or creeks, to drive piles, throw up embankments, or to perform any other labor necessary to keep such rivers, streams or creeks within their proper channels and to prevent their encroachment upon public roads or abutments of bridges. He may also enter upon the lands adjoining the public road, which during the spring freshets or at the time of high water are subject to overflow from such rivers, streams or creeks, to remove or change the position of the fence or other obstruction, preventing the free flow of water under or through a bridge or culvert whenever the same may be necessary for the protection of the public road or bridge.

Section 4353. When lands are entered upon under the provisions of the preceeding section, the county road supervisor may agree with the owner of such lands subject to the approval of the fiscal court, as to the amount of damages, if

any, sustained by the owner in consequence of such entry in the performance of such work authorized by such section, and the amount of such damages shall be a charge to be paid by the county court out of the roads funds in the county treasury. If the county road supervisor is unable to agree with the owner upon the amount of such damages thus sustained, the amount thereof shall be ascertained, determined and paid in the manner that damages are so ascertained, determined and paid where new public roads are laid out and opened, and the fiscal court of the county and the landowners are unable to agree upon the amount thereof.

Section 4353a. (1) That it shall be the duty of the county road supervisor of all county roads, of the various counties of this Commonwealth, when authorized or ordered by the fiscal court of such county so to do, to be caused to be erected and placed in a suitable position at the intersection of roads where they intersect inter-county seat roads, or public roads leading from one county seat to another, sign boards, or index boards, which shall have printed upon them in letters and figures sufficiently large to be read for a distance of forty feet, giving the number of miles to the respective county seats from such intersection, and an index hand painted thereon, pointing in the direction of the respective county seat indicating the number of miles from said sign post to such county seat. Said signs and index boards are not to be placed closer than five miles apart.

(2) In the event that such a road supervisor shall willfully fail or neglect to comply with the provisions of this act, for a period of sixty days after the fiscal court of any county has ordered the board to be erected, as herein provided, he shall be fined in any sum not more than twenty-five dollars ($25.00).

(3) All expense connected with the erection of such sign posts and index boards is to be paid by the fiscal court out of the county levy. (March —, 1920, c. 113, p. 547.) The numbers in parentheses are the numbers of the original act.—Ed.

Section 4354. The county road supervisor may, by an order in writing, authorize the owners of property adjoining the public roads, at their own expense, to locate and plant shade trees, fruit trees, or nut-bearing trees, suitable for shade along the public road. Such trees shall not be planted within less than fifteen feet of the center of the road. Such trees shall also be planted at least sixty feet apart and according to plans and regulations sent out by the state highway engineer.

Section 4355. The county road supervisor, under the direction of the fiscal court, shall have the full care and control of all such public shade trees in his county except within the limits of an incorporated city, town or village, and shall prosecute complaint for malicious injury to or unlawful acts concerning public trees.

Section 4356. The county road supervisor may authorize the owner or occupant of the lands to construct and maintain a watering trough beside the public road, to be supplied with fresh water, the surface of which shall be at least two feet above the level of the ground and easily accessible for horses with vehicles. The county road supervisor shall annually give a written order upon the county court of the county for two dollars ($2.00) to be paid out of the road fund of the county to such owner or occupant for maintaining such watering trough and keeping the same supplied with fresh water

Section 4356a. Whenever the state highway engineer shall direct the county road supervisor to do so, he shall cause to be measured all public roads within his county. Such measurement shall be made either by the use of the cyclometer or otherwise as may be directed. He shall ascertain and indicate in his report the public roads which have been surfaced with gravel, those which have been surfaced with crushed stone, brick, concrete or other hard materials, and those which have been shaped and crowned, and the mileage of all roads.

Section 4356b. The owner or tenant of lands fronting on the public road shall construct and keep in repair all ap-

proaches or driveways to and from the public road under the direction of the county road supervisor, and it shall be unlawful for such owner or tenant to fill up any ditch or place with any material of any kind or character in any ditch so as in any manner to obstruct or interfere with the purposes for which it was made. Any person so offending shall be fined not less than ten dollars ($10.00) nor more than fifty dollars ($50.00).

Section 4356c. Whenever complaint in writing, on oath, shall be made to the county road supervisor of the county in which there shall be, in whole or in part, any toll bridge belonging to any person or corporation representing that such toll bridge has become unsafe for public use the county road supervisor shall forthwith cause to be made a careful and thorough examination of such toll bridge, and if upon examination thereof he shall be of the opinion that the same has for any cause become dangerous or unsafe for public use, he shall thereupon give immediate notice to the owner of such toll bridge or to any agent of such owner acting as the agent, in respect to such bridge, that he has on complaint made, carefully and thoroughly examined the bridge and found it to be unsafe for public use. Such owner shall thereupon immediately commence repairing the same and cause such repairs to be made within one week from the day such notice was given, or within reasonable time thereafter as may be necessary to thoroughly repair the bridge so as to make it in all respects safe and convenient for public use. For neglect to take prompt and effective measures to repair such bridge, its owner shall be fined fifty dollars ($50.00) and shall not demand or receive any toll for using same until it shall be fully repaired. The county road supervisor shall cause such repairs to be made by the owners of the bridge shall be liable for the expense thereof and for the services of a foreman of three dollars ($3.00) per day, and upon the neglect or refusal to pay the same upon presentation of any account thereof, the county road supervisor may recover the same by action in the name of of the county.

Section 4356d. The county road supervisor shall bring an action in the name of the county against any person or corporation to sustain the rights of way in and to any public roads in the county and to enforce the performance of any duty enjoined upon any person or corporation in relation thereto, and to recover any damages sustained or suffered by any person, corporation or district in consequence of any such act of any such person or corporation in violation of any such right or duty in relation to such public roads.

Section 4356e. The county road supervisor, if he shall refuse to prosecute for any penalty provided in this chapter, knowing the same to have been incurred, shall be liable to a penalty of twenty-five dollars ($25.00) for every such neglect or refusal, which shall be recovered by action in the name of the county by the county.

Section 4356f. If it shall appear necessary to the county road supervisor to close a public road or bridge which is being constructed, improved or repaired under this chapter, so as to permit a proper completion of such work, he shall execute a notice in duplicate. Such notice shall state the necessity for closing such public roads or bridge and describe the portion thereof to be closed. He shall cause to be posted at each end of the portion of the road or bridge to be closed a copy of said notice, and shall thereupon close the same to public travel by erecting suitable obstructions and posting conspicuous notices to the effect that the public road or bridge is closed. Not more than one mile of any public road shall be closed at one time The county road supervisor shall provide a new location for constructing a temporary road to be used by the traveling public in lieu of the closed public road, and may erect temporary bridges when necessary. For the purposes of locating or constructing such temporary road or bridge the county road supervisor may enter upon the lands adjoining or near to the closed public road, and may with the approval of the fiscal court agree with such owners of such lands as to the damages, if any caused thereby. If the county road supervisor is un-

able to agree with such owner or owners upon the amount of the damage sustained, the amount therefor shall be ascertained, determined and paid as provided for in section 16 of this chapter. When such public road or bridge shall have been closed to the public as herein provided, any person who shall disregard the obstructions and notices and drives or rides over the portion of the public road or bridge so closed shall be guilty of a misdemeanor, and upon conviction shall be fined not less than five dollars ($5.00) nor more than twenty-five dollars ($25.00).

Section 4356g. The county court shall furnish the county road supervisor and his employes in the county with all necessary books, stationery, and printed forms for the records and uses of their respective offices.

Section 4356h. Each county road supervisor shall deliver the books, accounts and papers pertaining to his office to his successor at the expiration of his term of office. If he fails to do so on demand he shall be fined in the sum of five hundred dollars ($500.00).

Section 4356i. Each public road official who is now in office or may hereafter be in office by virtue of this chapter shall at the expiration of his term of office pay over to his successor all the money in his hands by virtue of his office, taking duplicate receipts therefor; one of which shall be filed with the clerk of the county court. If he fails to do so he shall be liable to double the amount in his hands to be recovered by the county before any justice or court having jurisdiction.

Section 4356j. County judges and justices of the peace shall have concurrent jurisdiction with the circuit court to enforce the misdemeanor penalties herein prescribed.

Section 4356k. The offices of road overseer and road supervisor provided for in chapter 110, Kentucky Statutes, are hereby abolished.

Section 4356l-1. That in all counties of this Commonwealth containing a population of over two hundred thousand a county road supervisor shall be elected by the fiscal court

(whether it be composed of the justices of the peace of said county, and the county judge, or three commissioners, and the county judge) whose powers and duties shall be the same as the powers and duties of the county road supervisor of other counties of this Commonwealth, as is provided in chapter 80 of the Acts of 1914; provided, that no one shall be elected county road supervisor as hereinbefore provided unless he shall be a college graduate, holding an engineering degree, and have practiced his profession for at least four years in responsible charge of work, or if not a college graduate, shall have practiced his profession for at least ten years, six years of which shall have been in responsible charge of work; provided, further, that he shall take and pass the examination required of county road supervisors of the other counties of this Commonwealth, as provided in chapter 80 of the Acts of 1914. (March 28, 1918. c. 119, p. 535, sec. 1).

Section 4356l-2. Said county road supervisor shall hold office for a period of four years from the date of his election; provided, however, that the fiscal court is empowered to remove said supervisor for inefficiency, incompetency, or for neglect of duty, after charges duly preferred and hearing given said supervisor. (Id., sec. 2.)

Section 4356l-3. Said county road supervisor shall receive not less than three thousand dollars ($3,000) nor more than five thousand dollars ($5,000.00) per annum for his services, in the discretion of the body electing him.

Section 4356l-4. Said county road supervisor shall be allowed assistants, inspectors, timekeepers and all necessary help for the performance of his duties, which assistants, inspectors, timekeepers and all other necessary help shall be appointed by the said county road supervisor, with the advice and consent of the fiscal court.

Section 4356l-5. The salaries of said county road supervisor, his assistants, inspectors, timekeepers and all other necessary help shall be fixed subject to the provisions of this act, and allowed and appropriated by the fiscal court of such

counties, and paid out of the county levy, as other moneys are paid by the county. (Id. sec. 5.)

Section 4356n. If any county road supervisor shall directly or indirectly influence or attempt to influence any voter in any state, county or district election in the casting of his vote for or against any candidate or upon any other question submitted in any such election he shall be fined not less than twenty dollars ($20.00) nor more than one hundred dollars ($100.00) for each offense.

Said Substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That sections 4305, 4325, 4326, 4327, 4328, 4330, 4331, 4332, 4333, 4334, 4335, 4336, 4337, 4341, 4342, 4342a-2, 4342a-3, 4342a-4, 4345a-2, 4352, 4353, 4353a, 4354, 4355, 4356, 4356a, 4356b, 4356c, 4356d, 4356e, 4356f, 4356g, 4356h, 4356i, 4356j, 4356k, 4356l-1, 4356l-2, 4356l-3, 4356l-4, 4356l-5, 4356n, Carroll's Kentucky Statutes be repealed and re-enacted so when re-enacted said section shall read as follows:

Section 4305. When it is necessary to build or repair a bridge and said building and repair will cost more than five hundred dollars ($500.00) the county road supervisor shall notify the State Highway Engineer that such work will be done. The State Highway Engineer shall then furnish to the said county road supervisor plans, specifications and estimates of cost, which he shall submit to the fiscal court. The county road supervisor shall keep in his records the plans, specifications and estimates of cost furnished by the State Highway Engineer; and also the plans, specifications and estimates of cost and the actual cost of the repair or construction work which is actually done. It shall not be obligatory on the part of the fiscal court to accept the plans specifications and estimates furnished by the State Highway Engineer. This same plan shall be followed in making the

purchase of all county road machinery, when the amount of said purchase is five hundred dollars ($500.00) or more. When a new metal road is to be built, or an old dirt road converted into a metal road the county road supervisor of the county in which such improvement is to be made shall notify the State Highway Engineer, who shall send an assistant engineer to assist in laying out said road, and in drawing plans and specifications and in making an estimate of cost for said road. This shall be done at the expense of the State. The fiscal court shall not be compelled to accept the plans and specifications of the engineer furnished by the State Highway Engineer, but a record of same shall be kept. After awards of contract, estimates as furnished by the State Highway Engineer and the contract price shall be published as advertisement provided for in section 18, (4304).

Section 4325. There is hereby created in the several counties of the State of Kentucky the office of county road supervisor. The county judge of each of the counties of this state, may within thirty days after this law becomes operative, on or before the first day of March, nineteen hundred and fourteen, and every two years thereafter, appoint a county road supervisor who shall be either a reputable civil engineer or a man who has had practical experience as a road supervisor or builder for two years and who shall have passed a creditable examination by the State Highway Engineer or one of his representatives.

Nothing in this section shall prevent the present county road engineers from serving the term for which they are elected or appointed. Such county road supervisor except the first, as appointed shall serve a period of two years from and after the first day of January, and until his successor is appointed and qualified. The term of the first one appointed, regardless of when the appointment was made, shall expire, January 1, 1914. Vacancies in the office of county road supervisor shall be filled by appointment for the unexpired term by the county judge of the county. The county road

supervisor shall receive a salary not less than six hundred ($600.00) per annum, to be fixed by the fiscal court, which shall be paid as provided in case of other county officials. The county surveyor of the county elected at the last preceding general election may receive such appointment, provided he be competent as provided by this chapter, and for such service he shall receive the compensation fixed by the fiscal court as provided in this section, in lieu of all fees except such fees as are allowed by the law for his services as county surveyor. It shall be the duty of the county clerk to give written notice to the appointees provided in this chapter of their appointment as soon thereafter as practical, and each person appointed shall, within ten days after having been notified of such appointment, qualify by giving such bond as the county court may direct for the faithful performance of his duties, and shall also take oath to well and truly perform the duties thereof. The county road supervisor shall have an office, with proper furniture and equipment, at the county seat of the county. In all counties of the state levying a road tax amounting to over fifty thousand dollars ($50,000.00) the fiscal court shall furnish the county road supervisor with transportation in performing duties connected with the superintending, construction, repair and maintenance of the roads in the county. To this end the fiscal court may purchase or rent teams or automobiles which may be used by the county judge or committees of the fiscal court or board of commissioners for inspection of the roads and to determine recommendations on needed work and repairs; provided, that in counties where the fiscal court does not provide for a county road supervisor, the services in this act directed to be performed by the county road supervisor, except as otherwise herein provided, shall be performed by the county surveyor, or by some other person designated by the county court, and for such service shall receive the same compensation allowed by law to commissioners for dividing land.

Section 4326. The county road supervisor may be removed at any time by the county judge of the county upon his own volition for incompetency, malfeasance or misfeasance in office upon written charges after a hearing of which ten days' notice shall be given by serving a copy of such charges upon such county road supervisor. Such hearing shall be heard at the courthouse, in the county seat. If upon hearing it appears that such charges are sustained the county judge of the county shall remove such county road supervisor and forthwith serve notice thereof by mail on the county road supervisor. Such notice shall state specifically the grounds for such removal. The record of the proceedings upon such hearing shall be filed in the office of the county clerk. The county judge of the county shall within ten days after such removal, appoint a county road supervisor to fill the vacancy caused by such removal. The person so appointed shall hold office for the unexpired term or until a judgment or a final order of a court of competent jurisdiction determining that the original county road supervisor was wrongfully and illegally removed, and directing his reinstatement, be rendered.

Section 4327. If any county road supervisor neglects or refuses to perform the duties of his office, he shall be guilty of a misdemeanor and upon conviction thereof shall be fined not exceeding one hundred dollars ($100.00) and shall be subject to the same penalty if he refuses or neglects to cause contractors to perform their duties as provided in this chapter.

Section 4328. The county road supervisor, elected or appointed as provided in section 4325 hereof, shall have general charge of all public roads and bridges within his county, excepting turnpike or bridges owned by or maintained and operated wholly by the state or some citizen or company, and as otherwise expressly provided in relation to incorporated cities, towns and villages or other localities, and shall see that the same are improved, repaired and maintained as provided by law; shall have general supervision of the work

of construction, reconstruction and improving public roads and bridges in his county; superintend the construction and improvement made upon the roads and bridges under the provisions of this chapter; and other work of like nature undertaken by the fiscal court of the county; shall make reports from time to time as the county or fiscal court may direct; advise and direct those employed by the various contractors how best to repair, maintain and improve such roads and bridges; examine the various formations and deposits of gravel and stone in his county for the purpose of ascertaining the materials which are most available and best suited for the improvement of public roads therein; when requested by the state highway engineer shall submit samples of such materials and deposits and make a written report in respect thereto; and shall establish, or cause to be established, such grades and recommend such means of drainage, repair and improvement as seems to him necessary and together with the fiscal court shall consider plans, specifications and estimates submitted for the erection or repair of bridges and the construction of maintenance of public roads and approve or reject same. The county road supervisor shall hold a road meeting in each magisterial district each year between the twentieth day of February and the thirtieth day of March for the discussion of road topics and for furthering the improvement of the roads of the county, and whenever a general meeting is called in the interest of good roads for the county or district, by the state highway engineer, the county road supervisor shall cause due notice thereof, together with the meetings to be held by him, to be given through the public press, as provided in this chapter for roads to be let to contract. The county road supervisor shall also inspect, or cause to be inspected, each public road or bridge during its construction or improvement, and certify to the fiscal court the progress of the work and whether or not the same is being done according to the contract plans and specifications prepared therefor, and if he shall find that such work is not being done in accord-

ance with such contract, plans and specifications, he shall have authority to stop any further work thereunder until the fiscal court shall have inspected and passed upon the same. The county road supervisor shall perform such other duties as may be prescribed by law.

Section 4330. It shall be the duty of the county road supervisor within thirty days after the first day of January next after his appointment, if ordered by the fiscal court, and every year thereafter, to lay out and divide, or cause to be laid out and divided, all the county roads in the county into sections not exceeding two miles in length, which he shall number and describe in a book kept by him for that purpose. He shall distinctly specify therein what he shall deem necessary for the improvement and keeping in repair each section of said county road for the period of one year, and may also recommend the establishment and construction of such roads as he may think for the benefit of the general public, each section of which shall be advertised to be let to contract in accordance with the provisions of this chapter. Should no suitable bid be received such sections or new roads may be let to private contract or may be kept in repair or such new roads opened as provided in this chapter, or in any other manner the fiscal court may direct. To this end there may be employed or purchased by the fiscal court all necessary hands, horses and materials for the proper performance of such work. Each section so let to contract shall be put in good repair on or before November 1 of each year and shall be kept in good repair until the expiration of the contract.

Section 4331. It shall be unlawful for any county road supervisor to appoint or employ under the provisions of this section, as a laborer on the public road, his father, son, son-in-law, grandson, brother, brother-in-law, nephew or first cousin by blood. Each county road supervisor shall report to the fiscal and county court at each regular term thereof and at such other times as the court may require a full itemized statement of the expenditures made by him since his last re-

port, giving the number and names of hands and number of horses employed by him, the time each was employed, the amount paid to and for each, and to such other matter as he may deem necessary or the court may require. Such statement of accounts shall first have been prepared according to the public accounting laws of the state, and have been certified to by the agent or agents of the county road supervisor having charge of the work.

Section 4332. If any citizen of a road precinct complain to the county road supervisor thereof, that any contractor or contractors therein have neglected or refused to keep his or their section or sections of road in repair in accordance with the specifications, it shall be the duty of said county road supervisor to cause examinations to be made within five days after such complaint shall have been made, and if, upon such examinations he deems the complaint well founded he shall give notice thereof in writing to the party so complained of, and he shall accompany said notice with request that the party so complained of shall, in a reasonable time thereafter, put his or their section or sections in repair in accordance with the specifications; and if the said contractor or contractors shall neglect or refuse to repair the same, it shall be the duty of said county road supervisor to cause the same to be put in repair, and the cost of such repair be deducted from any money or moneys allowed the contractor or contractors for opening and keeping in repair such section or sections, and the fiscal court shall issue a warrant in the sheriff or treasurer for such amount of money certified, and in favor of such person or persons as shall have been employed to put such section or sections in repair. And if the amount under the control of the court aforesaid is not sufficient to pay for the repairs so caused to be made by the county road supervisor, then the additional cost thereof shall be recoverable from the contractor or contractors by said county road supervisor as other claims of equal amounts are now recoverable by law.

Section 4333. All claims of any contractor, contractors or others which may, under the provisions of this chapter, be due to such contractor, contractors or other persons, shall, when certified to by the county road supervisors, be presented to the county court, and if it be found correct, shall, upon the order or warrant of said court, signed by the judge thereof, be paid by the treasurer or sheriff. Provided, further, that it shall be the duty of the county road supervisor to furnish the fiscal court, at its October session each year, with a certified statement showing an itemized account together with the vouchers for all expenditures made during the year. Provided, that no county road supervisor shall certify the claims of any such contractor or contractors until, upon examination, he shall find that the provisions of the contract have been strictly complied with.

Section 4334. It shall be the duty of the county road supervisor to inspect, or cause to be inspected, every six months, and at such other times as the fiscal court may require, the public roads and bridges within the county. He shall cause loose stones lying in the beaten track along the public roads to be removed at least one time in each year, between the first day of April and the first day of June. The stones so removed shall be carried to some place from which they will not work back or be brought back into the track by road machines or other implements used in repairing the roads. He shall cause noxious weeds growing by the bounds of public roads to be cut down in the month of August. He shall cause such roads as shall have been laid out but not sufficiently described, and such as shall have been used for public roads for a term of ten years, but not recorded, to be ascertained, described and entered on record in the county clerk's office of the county. He shall cause to be opened and made all new county roads and alterations of former roads ordered by proper authority; and shall cause to be made and placed at the forks or crossings of every county road when ordered by the fiscal court, a guide-board on which shall be

stated in plain letters the most noted places to which each road leads and the number of miles thereto. Across every stream where it is necessary and practicable, he shall, when directed by the fiscal court, cause to be placed and kept a sufficient bridge, bench or log for the accomodation of foot passengers. When a public road is suddenly obstructed by the falling of rock or timber, landslides, or other cause, or a public bridge is from any cause rendered unsafe, if the same is under contract for continuous maintenance as provided in this chapter, he shall immediately give notice thereof to the contractor or contractors on whose section of road the obstruction may be, whose duty it shall be within twenty-four hours or as soon as practicable thereafter, to remove such obstruction, and in case no effort has been made by the contractor or contractors within said twenty-four hours, to remove said obstruction he shall immediately employ such person, machinery and teams as may be necessary, and without avoidable delay, cause the obstruction to be removed from the public road, or the bridge to be made safe, and the cost thereof shall be recovered from the contractor or contractors aforesaid, as provided in section 46 of this chapter. But if the said section of obstructed road be not under his contract, the said county road supervisor shall immediately remove the obstructions in like manner, and the cost thereof shall be a charge made payable by the county court out of the county road funds.

Section 4335. The fiscal court may purchase for the use of the county stone crushers, road rollers, traction engines, road machines for grinding and scraping tools and other instruments, which shall be paid for from moneys levied and collected and belonging to the county road funds or from the proceeds of bonds issued and sold for such purposes as provided by law. The county road supervisor shall advertise for bids as hereinbefore provided. No contract for the purchase of stone crushers, road rollers, or traction engines shall be valid unless the fiscal court shall have approved the same and

endorsed its approval on such contracts by the signature of the county judge and the clerk thereof. All road machinery shall be under the care of the county road supervisor, and shall be cared for by him at the expense of the county to which they belong. He shall cause to be made annually a written inventory of all such machinery, tools and implements, indicating each article, and the value thereof, and the necessary cost of all repairs thereto, and deliver the same to the county clerk of the county on or before October 1 of each year, and shall, at the same time, cause to be filed with the county clerk his written recommendation as to what machinery, tools and implements should be purchased for the use of the county, and the probable cost thereof; he shall provide a proper place or places for housing and storing all machinery, tools and implements owned by the county, and cause the same to be stored therein when not in use.

Section 4336. The county road supervisor may, with the approval of the fiscal court, lease or hire stone crushers, road rollers, traction engines, etc. The expense thereof shall be paid by the fiscal court in like manner as other such claims are paid by it out of the moneys belonging to the road fund for the repair and improvement of the public roads of the county.

Section 4337. The county road supervisor may, with the approval of the fiscal court of the county, purchase of the owner any gravel bed or pit, or stone quarry within the county, gravel or stone for the purpose of grading, repairing or otherwise improving the roads of the county at a price per cubic yard to be approved by the fiscal court. If such county road supervisor cannot agree with any such owner for the purchase of such gravel or stone, he may, with the approval of the county court, acquire by condemnation, the right to take or use such gravel or stone and to remove the same from such bed, pit or quarry, for the purpose of grading, repairing, or otherwise improving such roads, together with the right of way to and from such bed, pit or quarry for the purpose of

such removal. No such gravel or stone shall be taken by condemnation within five hundred feet of any house or barn, or from any lawn, orchard or vineyard. The purchase price of such stone or gravel, and the damage awarded in such condemnation proceedings together with the cost and expense thereof, shall be a county charge and paid out of the money collected therefor as provided by law. If the county shall abandon for a period of five years any right acquired in this section to take or use the gravel or stone from such bed, pit or quarry, or if the county road supervisor shall cease to use the same for the purpose for which it was acquired, the right thereto shall revert to and become invested in the owner of such bed, pit or quarry or of his heirs or assigns except when the fiscal court has by purchase acquired title to the fee of any land or lands, in which case shall remain and be invested in the county until disposed by the fiscal court. (March 23, 1914, c. 80, p. 338, sec. 51, as amd. March —, 1920, c. 161, p. 690.)

Section 4341. It shall be the duty of the pipe line companies whose lines shall have been laid across or along any public road in this state for the purpose of transporting any natural gas, oils or water, or any other substance, to fill up all excavations made thereby and to make the public road in all respects as good as it was before the excavation was made, and to keep the same in such condition. If such obstructions are not removed or such poles or wires are not removed or reset, or such excavations are not properly filled and maintained within thirty days after serving a notice, by the county road supervisor personally or by mail upon such owner or occupant or upon such company at its principal place of business, or an agent of the company within the county, requesting the same to be done, the county road supervisor shall cause such obstruction to be removed, and such poles and wires to be reset and such repairs on the excavation to be made as may be necessary to place the same in its original condition. The expenses thereby incurred shall be paid in the first instance out of the moneys levied and collected and

available therefor, and the amount thereof shall be charged against such owner, occupant or company and levied and collected as provided in section 56 of this act.

Section 4342. The count road supervisor shall assess the cost of removing obstructions and removing, resetting poles and wires pursuant to sections 53, 54 and 55 of this chapter, against the owner, occupant or company neglecting to perform their duty imposed by the sections above referred to. Such county road supervisor shall serve personally, or by mail upon such owner, occupant or company, a written notice, stating that at the time and place specified therein, he or his agents will assess such costs against owner, occupant or company neglecting to perform such duty. Such notice shall be served at least ten days previous to the time specified therein. If directed against a company it may be served upon it at its principal place of business or upon any agent of the company within the said district or county. At the time and place specified he shall hear the parties interested and shall thereupon complete the assessment, stating therein the name of the owner, occupant or company, the amount assessed against him, and shall return such assessment to the fiscal court of the county who shall cause the amount stated therein to be levied against the owner, occupant or company, and any uncollected assessment shall be a lien upon the property affected. The amount so levied shall be so collected as other taxes levied by such court, and shall be paid into the county road fund to be applied to reimbursing the fund from which the said costs was defrayed.

Section 4342a-2. The brush, bushes, weeds, overhanging limbs of trees and all other obstructions along the highways of the several counties of this Commonwealth are to be removed therefrom between the first day of July and the 20th day of August every year, and it shall be the duty of the county road supervisor of the several counties of this Commonwealth to publish in some county paper of the county in which they act for at least two consecutive weeks before the

first day of July of every year and to give notice by handbills posted in not less than ten conspicuous places in each voting precinct of their counties outside the incorporated towns, the requirements of this act and the duties incumbent upon such persons as own, control and mangage lands bordering and abutting on the public highways.

Section 4342a-3. Every person who violates the provisions of this act by failure to perform the duties as herein required shall on conviction be fined in a sum of not less than twenty dollars ($20.00) nor more than fifty dollars ($50.00). And the county road supervisor shall on conviction be fined in the sum of not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100.00) for his failure to publish the notices as herein required. (Id., sec. 3.)

Section 4342a-4. The cost of publication of the notices herein required are to be paid by the fiscal court of the county in which the notices were published and posted. (Id., sec. 4.)

Section 4345a-2. The county judge or the county road supervisor of any county, upon an application written by the owner or person having charge thereof, may grant permission for the movement of vehicles, objects or structures in excess of the total weight of fifteen tons, including weight of vehicle, object, contrivance, structure and load, over the highways, bridge or culvert within such county and located outside of any municipal corporation. Such permission shall be in writing and the county judge or the county road supervisor may grant the same, subject to such conditions and restrictions as in his judgment are necessary for the preservation and protection of such highways, bridges and culverts.

Section 4352. The county road supervisor may enter upon any of the lands adjacent to any of the public roads of his county for the purpose of opening any existing ditch or drain, or for digging a new ditch or drain, for the free passage of water for the drainage of such public roads; upon the lands of any persons adjoining rivers, streams or creeks, to drive piles, throw up embankments, or to perform any other

labor necessary to keep such rivers, streams or creeks within their proper channels and to prevent their encroachment upon public roads or abutments of bridges. He may also enter upon the lands adjoining the public road, which during the spring freshets or at the time of high water are subject to overflow from such rivers, streams or creeks, to remove or change the position of the fence or other obstruction, preventing the free flow of water under or through a bridge or culvert whenever the same may be necessary for the protection of the public road or bridge.

Section 4353. When lands are entered upon under the provisions of the preceding section, the county road supervisor may agree with the owner of such lands subject to the approval of the fiscal court, as to the amount of damages, if any, sustained by the owner in consequence of such entry in the performance of such work authorized by such section, and the amount of such damages shall be a charge to be paid by the county court out of the road funds in the county treasury. If the county road supervisor is unable to agree with the owner upon the amount of such damages thus sustained, the amount thereof shall be ascertained, determined and paid in the manner that damages are so ascertained, determined and paid where new public roads are laid out and opened, and the fiscal court of the county and the landowners are unable to agree upon the amount thereof.

Section 4353a. (1) That it shall be the duty of the county road supervisor of all county roads, of the various counties of this Commonwealth, when authorized or ordered by the fiscal court of such county so to do, to be caused to be erected and placed in a suitable position at the intersection of roads where they intersect inter-county seat roads, or public roads leading from one county seat to another, sign boards, or index boards, which shall have printed upon them in letters and figures sufficiently large to be read for a distance of forty feet, giving the number of miles to the respective county seats from such intersection, and an index hand painted thereon,

pointing in the direction of the respective county seat indicating the number of miles from said sign post to such county seat. Said sign and index boards are not to be placed closer than five miles apart.

(2) In the event that such a road supervisor shall willfully fail or neglect to comply with the provisions of this act, for a period of sixty days after the fiscal court of any county has ordered the board to be erected, as herein provided, he shall be fined in any sum not more than twenty-five dollars ($25.00).

(3) All expense connected with the erection of such sign posts and index boards is to be paid by the fiscal court out of the county levy. (March —, 1920, c. 113, p. 547.) The numbers in parentheses are the numbers of the original acts.—Ed.)

Section 4354. The county road supervisor may, by an order in writing, authorize the owners of property adjoining the public roads, at their own expense, to locate and plant shade trees, fruit trees, or nut-bearing trees, suitable for shade along the public road. Such trees shall not be planted within less than fifteen feet of the center of the road. Such trees shall also be planted at least sixty feet apart and according to plans and regulations sent out by the state highway engineer.

Section 4355. The county road supervisor, under the direction of the fiscal court, shall have the full care and control of all such public shade trees in his county except within the limits of an incorporated city, town or village, and shall prosecute complaints for malicious injury to or unlawful acts concerning public trees.

Section 4356. The county road supervisor may authorize the owner or occupant of the lands to construct and maintain a watering trough beside the public road, to be supplied with fresh water, the surface of which shall be at least two feet above the level of the ground and easily accessible for horses with vehicles. The county road supervisor shall annually

give a written order upon the county court of the county for two dollars ($2.00) to be paid out of the road fund of the county to such owner or occupant for maintaining such watering trough and keeping the same supplied with fresh water.

Section 4356a. Whenever the state highway engineer shall direct the county road supervisor to do so, he shall cause to be measured all public roads within his county. Such measurement shall be made either by the use of the cyclometer or otherwise as may be directed. H shall ascertain and indicate in his report the public roads which have been surfaced with gravel, those which have been surfaced with crushed stone, brick, concrete, or other hard materials, and those which have been shaped and crowned, and the mileage of all roads.

Section 4356b. The owner or tenant of lands fronting on the public road shall construct and keep in repair all approaches or driveways to and from the public road under the direction of the county road supervisor, and it shall be unlawful for such owner or tenant to fill up any ditch or place with any material of any kind or character in any ditch so as in any manner to obstruct or interfere with the purposes for which it was made. Any person so offending shall be fined not less than ten dollars ($10.00) nor more than fifty dollars ($50.00).

Section 4356c. Whenever complaint in writing, on oath, shall be made to the county road supervisor of the county in which there shall be, in whole or in part, any toll bridge belonging to any person or corporation representing that such toll bridge has become unsafe for public use the county road supervisor shall forthwith cause to be made a careful and thorough examination of such toll bridge, and if upon examination thereof he shall be of the opinion that the same has for any cause became dangerous or unsafe for public use, he shall thereupon give immediate notice to the owner of such toll bridge or to any agent of such owner acting as the agent, in respect to such bridge, that he has on complaint made, care-

fully and thoroughly examined the bridge and found it to be unsafe for public use. Such owner shall thereupon immediately commence repairing the same and cause such repairs to be made within one week from the day such notice was given, or within reasonable time thereafter as may be necessary to thoroughly repair the bridge so as to make it in all respects safe and convenient for public use. For neglect to take prompt and effective measures to repair such bridge, its owners shall be fined fifty dollars ($50.00) and shall not demand or receive any toll for using same until it shall be fully repaired. The county road supervisor shall cause such repairs to be made and the owners of the bridge shall be liable for the expense thereof and for the services of a foreman at three dollars ($3.00) per day, and upon the neglect or refusal to pay the same upon presentation of any account thereof, the county road supervisor may recover the same by action in the name of the county.

Sectoin 4356d. The county road supervisor shall bring an action in the name of the county against any person or corporation to sustain the rights of way in and to any public roads in the county and to enforce the performance of any duty enjoined upon any person or corporation in relation thereto, and to recover any damages sustained or suffered by any person, corporation or district in consequence of any such act of any such person or corporation in violation of any such right or duty in relation to such public roads.

Section 4356e. The county road supervisor, if he shall refuse to prosecute for any penalty provided in this chapter, knowing the same to have been incurred, shall be liable to a penalty of twenty-five dollars ($25.00) for every such neglect or refusal, which shall be recovered by action in the name of the county by the county.

Section 4356f. If it shall appear necessary to the county road supervisor to close a public road or bridge, which is being constructed, improved or repaired under this chapter, so as to permit a proper completion of such work, he shall exe-

cute a notice in duplicate. Such notice shall state the necessity for closing such public road or bridge and describe the portion thereof to be closed. He shall cause to be posted at each end of the portion of the road or bridge to be closed a copy of said notice, and shall thereupon close the same to public travel by erecting suitable obstructions and posting conspicuous notices to the effect that the public road or bridge is closed. Not more than one mile of any public road shall be closed at one time. The county road supervisor shall provide a new location for constructing a temporary road to be used by the traveling public in lieu of the closed public road, and may erect temporary bridges when necessary. For the purposes of locating or constructing such temporary road or bridge the county road supervisor may enter upon the lands adjoining or near to the closed public road, and may with the approval of the fiscal court agree with such owners of such lands as to the damages, if any, caused thereby. If the county road supervisor is unable to agree with such owner or owners upon the amount of the damage sustained, the amount therefor shall be ascertained, determined and paid as provided for in section 16 of this chapter. When such public road or bridge shall have been closed to the public as herein provided, any person who shall disregard the obstructions and notices and drives or rides over the portion of the public road or bridge so closed shall be guilty of a misdemeanor, and upon conviction shall be fined not less than five dollars ($5.00) nor more than twenty-five dollars ($25.00).

Section 4356g. The county court shall furnish the county road supervisor and his employes in the county with all necessary books, stationery, and printed forms for the records and uses of their respective offices.

Section 4356h. Each county road supervisor shall deliver the books, accounts and papers pertaining to his office to his successor at the expiration of his term of office. If he fails to do so on demand he shall be fined in the sum of five hundred dollars ($500.00).

Section 4356i. Each public road official who is now in office or may hereafter be in office by virtue of this chapter shall at the expiration of his term of office pay over to his successor all the money in his hands by virtue of his office, taking duplicate receipt therefor; one of which shall be filed with the clerk of the county court. If he fails to do so he shall be liable to double the amount in his hands to be recovered by the county before any justice or court having jurisdiction.

Section 4356j. County judges and justices of the peace shall have concurrent jurisdiction with the circuit court to enforce the misdemeanor penalties herein prescribed.

Section 4356k. The offices of road overseer and road supervisor provided for in chapter 110, Kentucky Statutes, are hereby abolished.

Section 4356l-1. That in all counties of this Commonwealth containin a population of over two hundred thousand, a county road supervisor shall be elected by the fiscal court (whether it be composed of the justices of the peace of said county, and the county judge, or three commissioners, and the county judge) who powers and duties shall be the same as the powers and duties of the county road supervisors of other counties of this Commonwealth, as is provided in chapter 80 of the Acts of 1914; provided, that no one shall be elected county road supervisor as hereinbefore provided unless he shall be a college graduate holding an engineering degree, and have practiced his profession for at least four years in responsible charge of work; or if not a college graduate, shall have practiced his profession for at least ten years, six years of which he shall have been in responsible charge of work; provided further, that he shall take and pass the examination required of county road supervisors of the other counties of this Commonwealth, as provided in chapter 80 of the Acts of 1914. (March 28, 1918, c. 119, p. 535, sec. 1.)

Section 4356l-2. Said county road supervisor shall hold office for a period of four years from the date of his election; provided, however, that the fiscal court is empowered to re-

move said supervisor for inefficiency, incompetency, or for neglect of duty, after charges duly preferred and hearing given said supervisor. (Id., sec. 2.).

Section 4356l-3. Said county road supervisor shall receive not less than three thousand dollars ($3,000.00) nor more than five thousand dollars ($5,000.00) per annum for his services, in the discretion of the body electing him.

Section 4356l-4. Said county road supervisor shall be allowed assistants, inspectors, timekeepers and all necessary help for the performance of his duties, which assistants, inspectors, timekeepers and all other necessary help shall be appointed by the said county road supervisor, with the advice and consent of the fiscal court.

Section 4356l-5. The salaries of said county road supervisor, his assistants, inspectors, timekeepers and all other necessary help shall be fixed subject to the provisions of this act, and allowed and appropriated by the fiscal court of such counties, and paid out of the county levy, as other moneys are paid by the county. (Id., sec. 5.)

Section 4356n. If any county road supervisor shall directly or indirectly influence or attempt to influence any voter in any state, county or district election in the casting of his vote for or against and candidate or upon any other question submitted in any such election he shall be fined not less than twenty dollars ($20.00) nor more than one hundred dollars ($100.00) for each offense.

Mr. Swearengen offered the following Amendment to the Substitute, viz:

Amend Substitute for H. B. 125 in line 35, page 2 by adding after the words "County Judge" the following "and the fiscal court." and Also in line 50, page 3 by adding after the words "County Judge" the following: "and fiscal court."

Also in line 88, page 4, by adding after the words "County Judge" the following: "and the fiscal court."

Also in line 98, page 4, after the words "County Judge" the following, "and the fiscal court."

Also in line 27, page 2, strike out word "State" and insert word "Counties" after words "of the."

Said Amendments were each and severally agreed to.

Said substitute as offered by the Committee was then adopted.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Wm. J. Arvin	Lee Clark	Whitsett Hall
W. O. Bach	J. D. Cox	C. W. Hawkins
J. H. Baughman	J. S. Cruse	Goebel B. Henson
T. H. Benton	J. L. Cushing	J. C. Hutcherson
Shaler Berry	C. L. Daly	Grover C. Johnson
Geo. A. Brown	J. R. Dorman	D. C. Jones
F. W. Bryant	E. J. Doss	Mrs. H. G. Jorris
J. R. Buckman	J. O. Evans	J. R. Kelly
W. G. Buckner	D. W. Fowler	Thos. H. King
W. A. Carson	Otto C. Gartin	W. W. Leslie
C. B. Carver	F. A. Gnau	Leon P. Lewis

J. L. Manning	Chas. N. McCarty	M. G. Slusher
Joe Martin	J. L. McDavid	E. J. Snyder
Shelby Martin	F. T. Nichols	J. G. Swearengin
H. J. Meyers	Smith Park	Mac Swinford
J. S. Milliken	Jas. J. Peters	J. L. Valandingham
T. R. Moore	Geo. W. Potter	C. D. Vincent
B. T. Morris	W. H. Pryor	
L. P. Murphy	Chas. L. Seale	—55

Those who voted in the negative were—

D. F. Brown	J. F. Harrison	A. M. Mercer
S. J. Bunger	H. B. Holland	W. J. McGill
Lonnie Cooper	S. K. Holland	J. J. Patterson
Marmon B. Daniel	Ira L. Horne	T. B. Watts
D. E. Edwards	W. W. Johnson	
R. E. Glenn	W. O. Keller	—16

Mr. Milliken offered the following Amendment to the title of said bill, viz.:

Amend title to Substitute for H. B. 125 by adding thereto the following words: "and providing for the manner and time of his election."

Said Amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 206. An Act to amend and re-enact section 2739g-14 and 2739g-58 of Carroll's Kentucky Statutes, 1922 Edition, relating to motor vehicles; to protect the owners thereof; and providing for penalties for violations of said act.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section (2739g-14) two thousand, seven hundred and thirty-nine, g- fourteen of Carroll's Kentucky Statutes, (1922) one thousand, nine hundred and twenty-two edition, is hereby amended and re-enacted so that when amended and re-enacted it shall read as follows, to-wit:

The bill of sale provided for in this act shall contain the date, vendee's name and post office address, vendor's name and post office address, the occupation of each and the information provided for in subsection (b) of section 2739g-2 of this act, and shall be subscribed and sworn to before the clerk of the county, for which the clerk shall be entitled to twenty-five cents. The clerk shall require in addition to such bill of sale, or an application for registration any information to satisfy him that the applicant is the owner or otherwise entitled to have the motor vehicle registered in his name, and the clerk shall not register a motor vehicle unless and until so satisfied.

No person for himself or his employee, or agent, or as an officer of any court shall sell, trade, transfer or deliver any automobile without at the time delivering to the purchaser thereof a bill of sale executed in triplicate, two copies of which shall be delivered to the purchaser, one of which he may retain as evidence of ownership. The second copy to be delivered to the clerk upon application for original registration or as a part of application for transfer of registration. The third copy shall immediately be delivered to the clerk by the seller.

That section (2739g-58) two thousand, seven hundred and thirty-nine, g-fifty-eight of Carroll's Kentucky Statutes (1922) one thousand, nine hundred and twenty-two edition, is hereby amended and re-enacted so that when amended and re-enacted it shall read as follows, to-wit:

Any person who shall unlawfully take, drive or operate a vehicle without the knowledge and consent of the owner, shall be be guilty of the offense of grand larceny and punished as provided by law in such cases. Each sheriff and police department shall report forthwith the theft or recovery of a motor vehicle within his or its jurisdiction. Said report shall be to the State Tax Commission on forms which said commission shall provide. The State Tax Commission shall each month or oftener publish a list corrected to date of motor vehicles reported stolen and recovered and deliver a copy of said list to each clerk, sheriff and police department in this state. A copy of said list shall also be mailed to the motor vehicle department in each of the several states. The clerk of each county shall consult said list in considering each initial application for registration. The State Tax Commission shall maintain a complete motor number index, check all initial registration receipts against the lists of motor vehicles reported stolen, and in event a registered motor vehicle is reported stolen shall notify the proper persons therof and shall suspend the registration of said motor vehicle until satisfied same is registered according to law. Notice of suspension of registration shall be deemed sufficient if mailed to the person in whose name the motor vehicle is registered and to the address on file. Registrations suspended shall be listed and published with lists of stolen and recovered motor vehicles. The operation of a motor vehicle, the registration of which is suspended, shall be deemed a misdemeanor punishable by a fine of not to exceed one thousand dollars, or by imprisonment in the county pail for not exceeding one year, or by both such fine and imprisonment within or to the maximum of both.

Mr. Meyers moved that said bill lie on the table.

Said motion was agreed to.

And so said bill was rejected.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 113. An Act for the benefit of the Home for Incurables.

Mr. Milliken moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 252. An Act to amend and re-enact section 4619, 4620 and 4623 of chapter 120, Kentucky Statutes, 1918 Carroll's Edition, relating to the office of State Inspector and Examiner; and providing for the appointment, qualifications, compensation and duties of the State Inspector and Examiner and Assistant State Inspector and Examiner; providing for the appointment of other assistants and fixing their compensation.

With a Committee Amendment thereto by way of Substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 4619, of chapter 120, Kentucky Statutes, 1918, Carroll's Edition, be and the same is amended and re-enacted, and as amended and re-enacted shall read as follows:

The Governor shall, by and with the advice and consent of the senate, appoint in January one thousand eight hundred and ninety-six, and every four years thereafter, an officer to be known as the State Inspector and Examiner. The person so appointed shall be at least thirty years of age, possess all of the qualifications of an elector, and shall have had at least eight years experience as a practicing attorney and two years experience as a public accountant prior to his appointment. He shall hold his office for a term of four years, from the date of his appointment, and until his successor is appointed and qualified. He shall receive an annual salary of at least three thousand ($3,000.00) dollars payable in the same manner as the salary of the Governor, and shall also receive his necessary traveling expenses when on business connected with his office. His expenses shall be paid upon the warrant of the Auditor of Public Accounts, when he has filed with the Auditor an itemized statement of said expenses, subscribed and sworn to by him and approved by the Governor. The State Inspector and Examiner shall, with the approval of the Governor, appoint an assistant State Inspector and Examiner, and said person so appointed shall possess the same qualifications as required of the State Inspector and Examiner and shall hold office for a term of four years and until his successor is appointed and qualified. The Assistant State Inspector and Examiner shall be paid an annual salary of at least twenty-five hundred ($2,500.00) dollars, payable in the same manner as the salary of the Governor, and shall also receive his necssary traveling expenses when on business connected with his office. His expenses shall be paid in the same manner as those of the State Inspector and Examiner. The

State Inspector and Examiner, with the approval of the Governor, shall employ one or more stenographers to assist in the performance of the duties required of him, and his assistants, under the provisions of this act, at a salary of at least one hundred ($100.00) dollars per month, for each stenographer, payable monthly, by warrant of the Auditor upon the certificate of the State Inspector and Examiner or the Assistant State Inspector and Examiner. The State Inspector and Examiner shall, with the approval of the Governor, employ such other assistants as may be required to perform the duties required of his office, under the provisions of this act. Such assistants employed by the State Inspector and Examiner, shall be paid the sum of seven dollars and fifty cents ($7.50) per day when engaged in work to which they are assigned by the State Inspector and Examiner, and shall also be paid their actual and necessary traveling expenses when on business in connection with their employment. Each of said assistants shall keep an itemized statement of his expenses when on business connected with his work, and said statement shall be signed and sworn to and filed with the State Inspector and Examiner. The per diem of such assistant, together with their traveling expenses, shall be paid monthly, as other salaries are paid, upon warrant of the auditor, issued upon the certificate of the State Inspector and Examiner or Assistant State Inspector and Examiner, approved by the Governor showing the per diem and expenses due each of such assistants.

§ 2. That section 4620, of Chapter 120, Kentucky Statutes, 1918, Carroll's Edition, be and the same is amended and re-enacted, and as amended and re-enacted shall read as follows:

The Governor shall have the power, at any time, to suspend or remove the State Inspector and Examiner, the Assistant State Inspector and Examiner, or any assistant from their respective offices or employment; the order of suspension or removal to be in writing, stating the cause

therefor, and filed with the Secretary of State; and in case of a vacancy in the office of State Inspector and Examiner, the Assistant State Inspector and Examiner, shall become acting State Inspector and Examiner until a State Inspector and Examiner has been appointed and qualified. The Governor shall have the power to fill said vacancy in the office of State Inspector and Examiner by appointment, subject to the advice and consent of the Senate, if then in session; if not, then by recess appointment until the next session of the Senate, at which time the appointment is to be reported to the Senate, subject to its advice and consent. Other vacancies shall be filled as provided for in section one hereof.

§ 3. That section 6423, of Chapter 120, Kentucky Statutes, 1918 Carroll's Edition, be and the same is amended and re-enacted, and as amended and re-enacted, shall read as follows:

It shall be the duty of the State Inspector and Examiner, by himself or more of his assistants, once in each year to fully and particularly examine into the management and financial condition of the offices of the Auditor of Public Accounts, the State Treasurer, and Superintendent of Public Instruction, to ascertain if their respective accounts are correct and the laws with respect to their official duties are being complied with by each of the aforesaid officials. It shall be the duty of the State Inspector and Examiner to require, the Auditor of Public Accounts, the State Treasurer and the Superintendent of Public Instruction to keep their books and records of accounts in conformity with the the provisions of the uniform accounting laws and other laws of the Commonwealth of Kentucky. The State Inspector and Examiner by himself or assistants, shall investigate and examine into the conduct of all other offices of the Commonwealth, including all agencies of the State, or other agencies who receive appropriations from the State Treasury, as to the application and use of the State funds, or who has the management or control of any property belonging to the State, or in which the State is in-

terested, touching his official conduct or who makes estimates or rolls or records which are used as a basis by any department of the State Government in the disbursement of public funds. It shall also be the duty of the State Inspector and Examiner, by himself or assistants, to investigate and inspect all county officers annually, who are authorized by law to receive or collect or disburse any money due or going to the Commonwealth of Kentucky.

§ 4. It shall be the duty of the State Inspector and Examiner, or one or more of his assistants, to annually audit the books and records of all counties of the Commonwealth of Kentucky, as to receipts, disbursements and application of county funds, and to require all county officials to keep and maintain books and records in their respective offices in conformity with the provisions of the uniform accounting laws and other laws of the Commonwealth.

A copy of the annual audit of each county shall be filed in the office of the county court clerk, in which the audit is made, and shall be recorded in a record book to be provided for and kept in the county clerk's office, to be known as record for annual county audits, another copy shall be filed in the office of the State Inspector and Examiner, and another copy furnished to the Governor. If the audit shows misapplication of county funds, it shall be the duty for the State Inspector and Examiner, to make a report showing said facts, and file said statement with the circuit court clerk of the county, for the information of the grand jury, and it shall be the duty of the State Inspector and Examiner to see that said information is called to the attention of the county attorney, and the grand jury, of said county at the first term of circuit court thereafter.

The cost of the annual county audit shall be paid by the county. The State Inspector and Examiner shall furnish to the fiscal court of the county, an itemized statement showing the actual cost of said audit, and it shall be the duty of the fiscal court of the first term after said certificate is filed to

allow said claim, and the State Inspector and Examiner shall collect said claim from the county and pay the amount thereof so collected into the State Treasury. The certicate of the State Inspector and Examiner shall be recorded and numbered by the clerk of the county court as other claims against the county are required to be numbered and recorded.

§ 5. The State Inspector and Examiner is hereby authorized, empowered and directed, upon failure of any officer or officers of the county, or district in the Commonwealth, whose duty it is to collect fines, forfeitures, penalties or other money due the Commonwealth of Kentucky, for a period of sixty days after same becomes due and payable, or it is their duty to take proper legal steps to collect same, to institute such suits in law or equity or to take such legal steps for the collection of such fines, penalties, forfeitures or other money due the Commonwealth of Kentucky, as may be necessary to collect same in his official capacity as a collecting agent of the Commonwealth, in the Franklin Circuit Court, for the use and benefit of the Commonwealth of Kentucky. It shall be the duty of the Attorney General to represent the Commonwealth in all such suits or proceedings authorized under the provisions of this Act. Jurisdiction is hereby conferred on the Franklin Circuit Court to hear and determine all suits and proceedings brought by the State Inspector and Examiner under the provisions of this act.

The State Inspector and Examiner shall, upon the collection of any fines, forfeitures, penalties or other money due the Commonwelath, under the provisions of this act, immediately pay all sums so collected into the State Treasury. All county or district officers, who may be entitled by law to commissions on said fines, forfeitures, penalties or other money, so collected by the State Inspector and Examiner, shall by reason of their failure to collect same, as required by law, be deemed to have forfeited to the Commonwealth any and all claims they may have had for commissions on said sums so collected.

No commission shall be allowed or paid to any office or officer on the funds collected by the State Inspector and Examiner under the provisions of this act.

§ 6. All acts and parts of acts in conflict herewith are hereby repealed.

Said substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 4623, chapter 120 of Kentucky Statutes, 1915, Carroll's edition, be and the same is repealed and re-enacted so that the same, when thus re-enacted, shall read as follows:

It shall be the duty of the State Inspector and Examiner, by himself or some of his assistants, once in each year to fully and particularly examine into the management and financial conditions of the office of the Auditor of Public Accounts, the State Treasurer, and the Superintendent of Public Instruction to ascertain if their respective accounts are correct and the laws with respect to their official duties are being complied with by each of the aforesaid officials. It shall be the duty of the State Inspector and Examiner to require the Auditor of Public Accounts, the State Treasurer and the Superintendent of Public Instruction to keep their books and records of accounts in conformity with the provisions of the uniform accounting laws and other laws of the Commonwealth.

The State Inspector and Examiner, by himself or his assistants, shall investigate and examine into the conduct of all other officers of the Commonwealth, including all agencies of the state, or other agencies who receive appropriations from the State Treasury, as to the application and use of the state funds, or who has the management of control of any property belonging to the state, or in which the state is interested, touching his official conduct or who makes estimates or rolls

or records which are used as a basis by any department of the state government in the disbursement of public funds.

It shall also be the duty of the State Inspector and Examiner, by himself or assistants, to investigate and inspect all county officers annually, who are authorized by law to receive and collect or disburse any money due or going to the Commonwealth of Kentucky.

§ 2. It shall be the duty of the State Inspector and Examiner, or one or more of his assistants, to annually audit the books and records of all counties of the Commonwealth of Kentucky, as to receipts, disbursements, and application of county funds, and to require all county officials to keep and maintain books and records in their respective offices in conformity with the provisions of the uniform accounting laws and other laws of the Commonwealth.

A copy of the annual audit of each county shall be filed in the office of the county court clerk, in which the audit is made, and shall be recorded in a record book to be provided for and kept in the county clerk's office, to be known as record for annual county audits, another copy shall be filed in the office of the State Inspector and Examiner, and another copy furnished to the Governor. If the audit shows misapplication of county funds, it shall be the duty of the State Inspector and Examiner to make a report showing said facts and file said statement with the circuit clerk of the county, for the information of the grand jury, and it shall be the duty of the State Inspector and Examiner to see that said information is called to the attention of the county attorney and the grand jury of said county at the first regular term of circut court thereafter.

The cost of the annual county audit shall be paid by the county. The State Inspector and Examiner shall furnish to the fiscal court of the county audited an itemized statement showing the actual cost of said audit, and it shall be the duty of the fiscal court, at the first term after said certificate is filed, to allow said claim, and the State Inspector and Examiner shall collect said claim from the county and pay the

amount thereof so collected into the State Treasury, which shall be credited to the apropriation made for the Department of State Inspector and Examiner. The certificate of the State Inspector and Examiner shall be recorded and numbered by the clerk of the county court as other claims against the county are required to be numbered and recorded.

§ 3. The State Inspector and Examiner is hereby authorized, empowered and directed, upon failure of any county officer or officers of the county or district in the Commonwealth, whose duty it is to collect fines, forfeitures, penalties, or other money due the Commonwealth of Kentucky, for a period of sixty days after same becomes due and payable, or it is their duty to take proper legal steps to collect same, to institute such suits in law or equity or to take such legal steps for the collection of such fines, penalties, forfeitures, or other money due the Commonwealth of Kentucky, as may be necessary to collect same in his official capacity as a collecting agent of the Commonwealth, in the Franklin circuit court, for the use and benefit of the Commonwealth of Kentucky. All such suits begun and actions taken shall be in the name of the Commonwealth of Kentucky by the State Inspector and Examiner in his official capacity.

It shall be the duty of the Attorney General to represent the Commonwealth in all such suits or proceedings authorized under the provisions of this act. Jurisdiction is hereby conferred on the Franklin circuit court to hear and determine all suits and proceedings brought by the State Inspector and Examiner under the provisions of this act.

The State Inspector and Examiner shall, upon the collection of any fines, forfeitures, penalties or other money due the Commonwealth, under the provisions of this act, immediately pay all sums so collected into the State Treasury. All county or district officers, who may be entitled by law to commissions on said fines, forfeitures, penalties or other money so collected by the State Inspector and Examiner, shall, by reason of their failure to collect same or to promptly

pay same when collected, as required by law, be deeemed to have forfeited to the Commonwealth any and all claims they may have had for commission on said sums so collected.

No commission shall be allowed or paid to any office or officer on the funds collected by the State Inspector and Examiner under the provisions of this act.

§ 4. All acts and parts of acts in conflict herewith are hereby repealed.

Mr. Milliken offered the following Amendment to said substitute, viz.:

Amend substitute for H. B. 252 by striking out all of lines 1, 2 and 3 of section of the printed bill.

Said Amendment was agreed to.

Said Substitute as offered by the Committee was then adopted.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in acordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Wm. J. Arvin	Geo. A. Brown	S. J. Bunger
W. O. Bach	F. W. Bryant	W. A. Carson
Shaler Berry	J. R. Buckman	C. B. Carver
D. F. Brown	W. G. Buckner	Lee Clark

J. D. Cox	S. K. Holland	B. T. Morris
J. S. Cruse	Grover C. Johnson	L. P. Murphy
W. J. Curtis	W. W. Johnson	Chas. N. McCarty
C. L. Daly	Mrs. H. G. Jorris	F. T. Nichols
E. J. Doss	W. O. Keller	Jas. J. Peters
D. E. Edwards	Thos. H. King	R. R. Rogers
J. O. Evans	W. W. Leslie	C. W. Ryans
D. W. Fowler	Leon P. Lewis	Chas. L. Seale
Otto C. Gartin	J. L. Manning	M. G. Slusher
R. E. Glenn	Joe Martin	W. R. Smith
F. A. Gnau	Shelby Martin	E. J. Snyder
Lawrence Harmon	A. M. Mercer	J. G. Swearengin
C. W. Hawkins	H. J. Meyers	J. L. Valandingham
Goebel B. Henson	J. S. Milliken	T. B. Watts
H. B. Holland	T. R. Moore	—56

Those who voted in the negative were—

Marmon B. Daniel	W. J. McGill	Clint Raymer
J. F. Harrison	Caleb Page	Frank L. Strange
Ira L. Horne	J. J. Patterson	C. D. Vincent
J. C. Hutcherson	Geo. W. Potter	
Oscar Leibson	W. H. Pryor	—13

Mr. Milliken offered the following Amendment to the title to said bill, viz.:

Amend the title to H. B. 252 by striking out the title of the printed bill and inserting in lieu thereof the following:

An Act relating to and defining the duties, powers and authority of the State Inspector and Examiner; empowering the State Inspector and Examiner to make examinations and audits of all county and state officers; authorizing the State Inspector and Examiner to audit and report the financial condition of accounts of state and county officers; empowering said State Inspector and Examiner to institute actions for the collection of money due the State, counties and taxing districts, and repealing conflicting statutes.

Said amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration, from the orders of the day, a bill entitled:

H. B. 588. An Act relating to revenue and taxation, and amending section 1 and section 6 of Chapter 116 of the Acts of the General Assembly of 1924; providing an annual tax upon property subject to taxation in this state, fixing the rate thereof, distributing said tax to various departments and State institutions; providing for the assessment and collection of taxes on omitted intangible personal property, fixing the penalties and interests due thereon; defining "real estate" or "land," "personal property" and "agricultural land" and repealing existing statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That for the purpose of taxation "real estate" or "land" shall include and be construed to mean all lands within this state and permanent improvements thereon; and "personal estate" or "personal property" shall include and be construed to mean every other species and character of property—that which is tangible as well as that which is intangible—and shall include chattels, real and personal, rolling stock of railways and all leaseholds; and all rights of way and

easements and fixtures thereto wherein the owner does not have the exclusive and absolute use, control and occupancy thereof.

"Agricultural lands" shall include and be construed to mean the surface only and permanent improvements thereon of all lands which are or may be used for the purposes of agriculture, and shall not include any real estate within an incorporated town or city nor lands platted and held as town lots.

§ 2. That section 1 of Chapter 116 of the Acts of the General Assembly of 1924 be amended so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 1. Annual Taxes—How Divided. An annual ad valorem tax for state purposes of thirty (30c) cents upon each one hundred ($100.00) dollars of all real estate directed to be assessed for taxation, as provided by law, and fifty (50) cents upon each one hundred ($100.00) dollars of value of all other property directed to be assessed for taxation, as provided by law, shall be paid by the owner, person or corporation assessed; except a tax at the rate of one-tenth of one (1%) per cent shall be paid annually upon the amount of deposits in any bank, trust company, or combined bank and trust company, organized under the law of this state, or in any national bank of this state, as now provided by law; and also except building and loan associations incorporated under the laws of this state, and making loans to members only, which associations shall be assessed in the manner and at the rate now set forth in chapter fourteen of the Acts of Extraordinary Session of General Assembly of 1917. Of the aggregate amount of tax realized by all assessments made of and levied upon real estate, plus the aggregate amount of all tax realized, by all assessments of money in hand, notes, bonds, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, franchise and shares of stocks, sixty-nine (69%) per cent shall be used for the sup-

port of the common schools; three and five-sixths (3 5/6%) per cent for the use of the sinking fund; six and seven-tenths (6 7/10%) per cent thereof, plus fifty (50%) per cent of the inheritance taxes collected, for the support and erection of building for the University of Kentucky, at Lexington, Kentucky; two and one-third (2 1/3%) per cent thereof, plus twelve and one-half (12 1/2%) per cent of the inheritance taxes, for the Support and creation of buildings for the Eastern Kentucky State Normal School and Teachers College, at Richmond, Kentucky; two and nineteen-thirtieths (2 19/30%) per cent thereof, plus twenty-five (25%) per cent of the inheritance taxes, for the support and erection of buildings for the Western Kentucky State Normal School and Teachers College, at Bowling Green, Kentucky; two (2%) per cent thereof, plus six and one-fourth (6¼%) per cent of the inheritance taxes, for the support and erection of buildings for the Murray State Normal School and Teachers College, at Murray, Kentucky; two (2%) per cent thereof, plus six and one-fourth (6¼%) per cent of the inheritance taxes, for the support and erection of buildings for the Morehead State Normal School and Teachers College, at Morehead, Kentucky; and eleven and one-half (11½%) per cent thereof, plus all funds realized from automobile licenses, gasoline taxes and motor bus licenses now collected by law, or that may hereafter be imposed or collected by law for the construction, reconstruction, maintenance and repair of roads and highways; and the aggregate amount of all other state revenue realized from every other source not mentioned nor distributed above, shall be credited to the general fund for the use of the ordinary expenses of the government, and the Auditor of Public Accounts will make distribution of said tax in accordance with the said apportionment at the end of each month. The tax herein provided for the University of Kentucky and the normal schools shall be paid monthly, when and as collected, to the treasurers of these institutions in the amount set forth in this section, and shall be used by the University of Kentucky and the nor-

mal schools for their maintenance and support, and when sufficient sums shall have accumulated in the treasuries thereof, it may be used for the erection of buildings and the purchase of land and equipment.

§ 3. That section 6 of Chapter 116 of the Acts of the General Assembly of 1924, be amended so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 6. Omitted Property — Penalty — Limitation. When any money in hand, notes, bonds, accounts or other credits, secured or unsecured, or shares of stock, liable to assessment, shall in any year be omitted from assessment, as provided by law it may at any time not later than ten years thereafter be assessed retrospectively; provided that a penalty of one hundred (100%) per cent of the amount of the taxes and interest at six (6%) per cent per annum from the time the taxes should have been paid, shall be paid. When said property shall be assessed retrospectively by action prosecuted in the manner provided by sections 4258 to 4267, Kentucky Statutes, an additional penalty of twenty (20%) per cent shall be recovered for the purpose provided in said sections. Said penalties and interest shall be paid into the state treasury. No action shall be commenced nor proceeding taken on behalf of the state or any county, city, town or taxing district, to assess for taxation for any period any personal property described in this section, required to be listed for taxation, which was assessed for taxation as of September 1, 1917.

§ 4. In event a referendum is desired upon this act, then such referendum shall be conducted in all things in the manner provided in chapter 8 of the Acts of the Extraordinary Session of the General Assemby of 1917, approved May 2, 1917.

§ 5. The provisions of this act are severable, and if any part, subdivision, section or provision of this act shall be held unconstitutional the decision of the court shall not affect or

impair any of the remaining provisions of this act. It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional parts, subdivisions, sections or provisions not been included therein.

§ 6. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

Mr. Glenn offered the following amendment to said bill, viz.:

Amend H. B. 588 by striking out of lines 7, 8 and 9 of section 1 of the printed bill the following words: "and all rights of way and easements and fixtures thereto wherein the owner does not have the exclusive and absolute use, control and occupancy thereof." and inserting in lieu thereof the following words "and all rights of way and easemants and fixtures thereto, wherein such rights of way or easements do not carry the right to the permanent, exclusive and absolute use, control and occupancy of the land servient to such rights of way and easements."

Said amendment was agreed to.

Mr. Leibson offered the following Amendment to said bill, viz.:

Amend H. B. 588 by striking out from lines 6 and 7 the following words: "and shall include chattels, real and personal, rolling stock of railways and all leaseholds."

Said amendments was disagreed to.

Mr. Hays offered the following amendment to said bill, viz.:

Amend H. B. 588 by adding the following section after section 5:

"Section 5½. The provision of this act shall not apply to any street railway company or any conveyances operated by it or them in cities of the first and second class.

Said amendment was disagreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. R. Dorman	Shelby Martin
W. O. Bach	E. J. Doss	J. S. Milliken
J. H. Baughman	D. E. Edwards	T. R. Moore
W. B. Belknap	J. O. Evans	B. T. Morris
D. F. Brown	R. E. Glenn	J. L. McDavid
Geo. A. Brown	J. F. Harrison	Caleb Page
J. R. Buckman	Goebel B. Henson	Smith Park
S. J. Bunger	S. K. Holland	Jas. J. Peters
W. A. Carson	J. C. Hutcherson	W. H. Pryor
C. B. Carver	Grover C. Johnson	H. A. Pulliam
Lee Clark	W. W. Johnson	Clint Raymer
J. D. Cox	Mrs. H. G. Jorris	W. R. Smith
C. L. Daly	W. W. Leslie	E. J. Snyder
Marmon B. Daniel	Joe Martin	—41

Those who voted in the negative were—

Shaler Berry	J. L. Cushing	Whitsett Hall
F. W. Bryant	D. W. Fowler	Lawrence Harmon
W. G. Buckner	Otto C. Gartin	J. M. Hayse
W. J. Curtis	F. A. Gnau	Ira L. Horne

D. C. Jones	W. J. McGill	M. G. Slusher
Thos. H. King	F. T. Nichols	Frank L. Strange
Oscar Leibson	J. J. Patterson	Mac Swinford
Leon P. Lewis	Geo. W. Potter	C. D. Vincent
J. L. Manning	R. R. Rogers	T. B. Watts
H. J. Meyers	C. W. Ryans	
Chas. N. McCarty	Chas. L. Seale	—31

Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 499. An Act making provision for examinations of teachers and for the issue, validation, and renewal of certificates for use in the public schools of this Commonwealth, repealing sections 4535c-1, 4535c-2 and 4535c-3 of Kentucky Statutes, and chapter 63 of the Acts of the General Assembly of 1924.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 4535c-1, 4535c-2, and 4535c-3 of the Kentucky Statutes, also Chapter 63 of the Acts of the General Assembly of 1924, he repealed, and that the following be enacted in lieu thereof.

§ 1. State Board of Examiners.—The Superintendent of Public Instruction shall appoint a professional educator who

together with himself and the director of certification shall constitute the State Board of Examiners.

§ 2. Examination Questions.—It shall be the duty of the State Board of Examiners to prepare annually two sets of questions covering the subject matter of the elementary course of study and the science and art of teaching including, in and after the year 1927, general features of the state school law, for use in the county teachers' examinations, one to begin on the fourth Thursday of May and the other on the second Thursday of July, each to continue two days. The director of certification shall within ten days before any examination date forward by registered mail a reasonable number of question lists for such examination to all county superintendents entitled to receive them. The questions on each subject shall be inclosed in a separate properly labeled envelope, and all inclosed in one package, which package shall be securely sealed, plainly addressed, and marked to show nature of content and date of examination for which intended. The county superintendent shall preserve the package unopened until the hour of examination, when it shall be scrutinized by the examiner or examiners and applicants for certificate, after which it shall be opened by the superintendent in their presence. The superintendent and examiners in charge shall each under official oath and on forms furnished for that purpose by the Superintendent of Public Instruction, make separate certification that he inspected the package and whether or not it was found intact, and shall on that same date forward same to the director of certification.

§ 3. Examinations—Certificates.—The examination shall be conducted by the county board of examiners, which shall consist of the county superintendent and two well-educated persons appointed by him and approved by the Superintendent of Public Instruction, which examiners shall act under oath for faithful performance of duty. The examiners in charge shall exclude from the examination room all persons other than county or state examiners duly appointed and

under oath and applicants for certificate. They shall conduct the examination and make returns in strict accordance with such regulations and time schedule as the State Board of Education may prescribe, and forward the examination manuscripts to the Superintendent of Public Instruction. The State Board of Examiners shall inspect all manuscripts submitted, shall exclude from consideration any or all manuscripts from any examination in which they have convincing evidence of copying or other irregularity, shall report results of examination to county superintendents on form provided for that purpose, and shall issue certificates to all qualified applicants earning grades averaging eighty per cent with no subject grade under sixty-five per cent. Any certificate issued on county examination shall be called a local certificate, shall be issued for a term of two school years, shall qualify for teaching in elementary schools of the county in which it was earned, and shall be subject to renewal by the director of certification prior to date of its expiration on presentation of approved evidence of two standard high school units of additional scholarship (one-half year's work).

§ 4. Entrants.—All entrants to teachers' examination in Kentucky shall immediately before entering upon examination take the following oath, which shall be administered to them by the county superintendent or by county examiner in charge, viz.: "I do solemnly swear (or affirm) that I have not had access directly or indirectly to the questions to be used in this examination and that I have no personal knowledge of any unlawful usage of the aforesaid questions by any person or persons, which knowledge I have not communicated to the grand jury, county attorney, or county superintendent of schools in which the aforesaid person or persons did unlawfully use, or attempt to use, said questions." Entrants having earned high school credits shall file certified statements of same. Beginning with the year 1927 applicants who have not previously held certificates for teaching shall file evidence of having earned at least four units of standard high

school credit as prerequisite for admittance into the examination; and every two years thereafter an additional four units of high school work shall be required until the year 1933 when standard high school graduation will be required of all applicants for certificate. No one shall receive or hold any certificate provided for in this act who does not present approved evidence of good moral character, or who is under eighteen years of age; and no one shall be eligible to hold any public school position for which certificates may be issued, or receive salary for services rendered in such position, who does not hold a certificate of legal qualifications for such position.

§ 5. Fees.—A fee of two dollars shall be paid by each entrant to the county superintendent, who after deducting fee not exceeding four dollars per day for examiners or examiner in charge, shall remit the remainder to the Superintendent of Public Instruction for defraying expenses incurred in grading manuscripts and issuing certificates. A fee of two dollars shall be paid for each issuance, renewal, or validation of certificate and for each issue of certificate on basis of credentials. Fees thus collected shall be used toward defraying operating expenses of the division of certification

§ 6. Certificates of Former Issues.—The validity and tenure of certificates in effect when this act becomes operative shall not be impaired by this act. They shall be renewable under provisions of law applying at date of their issue, or they may be extended or renewed on same terms as certificates of issue herein provided, each renewal being in form of a new certificate of equal validity. Any teacher of successful experience who holds a local certificate valid in any city or county may on endorsement by the superintendent of such city or county, receive from the director of certification or certificate, which shall be of the highest grade or class for which such teacher's scholarship and experience qualifies. Its validity shall be limited to such county if the teacher's scholarship and experience credentials are below standards herein prescribed for issue of certificate of state wide validity. No

certificate of local validity shall be issued except as authorized in this act; provided that when any county or city board of education shall satisfy the Superintendent of Public Instruction that it is impossible to secure a qualified teacher, he may issue a local permit to one who seems to be best suited to render the needed service, which permit shall be valid for only the remainder of the school year, and shall not be renewed or re-issued.

§ 7. Elementary Certificates.—(1) In addition to the local elementary certificate there shall be two grades of certificates for teaching in elementary schools: the provisional and the standard. These certificates shall be issued on credentials without examination. They will qualify for teaching in all public elementary schools. The standard certificate will qualify for elementary school principalship, provided the holder has had two years of successful teaching experience.

(2) The provisional elementary certificate shall be issued on the basis of high school graduation with sixteen semester hours (one-half year) of standard college credit. It shall be issued for a term of two school years, and shall be eligible for two-year renewals, each renewal dependent upon satisfactory evidence of at least sixteen semester hours of additional standard college credit, which shall be indicated on the certificate.

(3) The standard elementary certificate shall be issued on the basis of sixty-four semester hours college credit earned in an institution of at least standard junior college rank, not less than twelve of which shall be in education subjects. It shall be issued for a term of three school years, and shall be eligible for three-years renewal on presentation of satisfactory evidence of successful teaching experience; and it may be extended for life at any time on presentation of satisfactory evidence of three years of successful teaching experience. After such extension the holder may resubmit it to the director of certification for recording statements of additional college credits.

§ 8. High School Certificates.—There shall be two grades of certificates for teaching in high schools: the provisional and the standard. These certificates shall be issued on credentials without examination. They will qualify for teaching in all public schools. They will qualify for high school principalship, provided the holders have had two years of successful teaching experience.

(1) The provisional high school certificate shall be issued on the basis of sixty-four semester hours college credit earned in an institution of at least standard junior college rank, not less than twelve of which shall be in education subjects. It shall be issued for a term of four school years, and shall be eligible for four-year renewals on presentation of satisfactory evidence of thirty-two semester hours of additional credit in a standard college.

(2) The standard high school certificate shall be issued on the basis of graduation from a standard four-year college, including at least twelve semester hours of credit in education subjects with practice teaching, or satisfactory evidence of two years of successful high school teaching. It shall be issued for a term of four school years, and shall be eligible for four-year renewal on presentation of satisfactory evidence of successful teaching experience; and it may be extended for life on presentation of credit for twelve additional semester hours of education subjects and satisfactory evidence of three years of successful teaching experience.

(3) A provisional or standard high school certificate, valid only for teaching special subjects, will be issued where transcript of college credits submitted includes credit for, at least, twelve semester hours training preparatory for teaching that special field.

§ 9. Superintendence Certificates.—A standard or a provisional certificate for administration and supervision in the public schools of the Commonwealth shall be issued to any applicant who files evidence of having taught at least four years in public schools or colleges and having satisfied

the requirement for the issuance of a standard or provisional certificate for high school teaching, and in addition thereto standard college credit for six semester hours in public school administration and supervision. Such certificate shall be issued for a term of four school years, shall qualify the holder for any position of public school administration and supervision in the Commonwealth, and shall be eligible for renewal on basis prescribed in section 8 of this act for renewal of certificate for high school teaching.

§ 10. Certificating Authorities.—All certificates, excepting those issued by the officials of State Normal Schools and Teachers Colleges and the University of Kentucky, shall be issued by the director of certification in accordance with state law, regulations by the State Board of Education, and instructions of the Superintendent of Public Instruction. The director of certification is authorized in like manner to validate for Kentucky certificates of state wide validity issued in other states representing qualifications equal to those herein required for similar certificates. He shall indicate definitely on every certificate that he issues the work for which it qualifies, the date of its issue and that of its expiration, and the amount of scholarship credit on which it was issued, keeping on file in his office record of the items of such credit.

§ 11. Regulations.—The State Board of Education shall on recommendation of the Superintendent of Public Instruction prescribe and enforce regulations defining positions for which various certificates are provided, governing the accrediting of teacher-training institutions and the approval of education courses, and supplying details not specified by law but necessary to the effective operation of this act.

Nothing in this act shall be construed as applying to State Normal Schools.

All laws or parts of laws in conflict with the provisions of this act are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. O. Evans	Shelby Martin
W. O. Bach	D. W. Fowler	H. J. Meyers
W. B. Belknap	Otto C. Gartin	J. S. Milliken
Shaler Berry	R. E. Glenn	T. R. Moore
D. F. Brown	F. A. Gnau	B. T. Morris
Geo. A. Brown	Lawrence Harmon	L. P. Murphy
F. W. Bryant	J. F. Harrison	J. L. McDavid
W. G. Buckner	C. W. Hawkins	W. J. McGill
W. A. Carson	Goebel B. Henson	Smith Park
C. B. Carver	H. B. Holland	Geo. W. Potter
Lee Clark	S. K. Holland	W. H. Pryor
Lonnie Cooper	Ira L. Horne	H. A. Pulliam
J. D. Cox	Grover C. Johnson	R. R. Rogers
J. L. Cushing	D. C. Jones	M. G. Slusher
C. L. Daly	Mrs. H. G. Jorris	E. J. Snyder
Marmon B. Daniel	W. O. Keller	Frank L. Strange
J. R. Dorman	J. R. Kelly	C. D. Vincent
E. J. Doss	Thos. H. King	T. B. Watts
D. E. Edwards	Leon P. Lewis	—56

Those who voted in the negative were—

S. J. Bunger	Chas. N. McCarty	W. R. Smith
W. W. Leslie	Clint Raymer	
Joe Martin	Chas. L. Seale	—7

Resolved that the title thereof be as aforesaid.

Mr. Lee Clark moved that the vote by which said bill was passed be reconsidered and that said motion lien on the table.

Said last named motion was agreed to.

At the hour of five-thirty o'clock, the House stood adjourned.

SATURDAY, MARCH 13, 1926.

The House was opened with prayer by the Reverend E. T. Franklin of the Methodist Church of Barbourville, Kentucky.

The roll was called and the following members answered to their names, viz.:

Lewis Allen	J. O. Evans	Shelby Martin
Wm. J. Arvin	Otto C. Gartin	A. M. Mercer
W. O. Bach	R. E. Glenn	J. S. Milliken
J. H. Baughman	F. A. Gnau	T. R. Moore
T. H. Benton	Whitsett Hall	B. T. Morris
Shaler Berry	Lawrence Harmon	L. P. Murphy
C. H. Berryman	J. F. Harrison	Chas. N. McCarty
W. P. Bowman	C. W. Hawkins	J. L. McDavid
D. F. Brown	J. M. Hayse	W. J. McGill
Geo. A. Brown	Goebel B. Henson	F. T. Nichols
F. W. Bryant	H. M. Holbrook	Caleb Page
J. R. Buckman	H. B. Holland	Smith Park
W. G. Buckner	S K. Holland	J. J. Patterson
S. J. Bunger	Ira L. Horne	Geo. W. Potter
W. A. Carson	J. C. Hutcherson	W. H. Pryor
C. B. Carver	E. M. Johnson	Clint Raymer
Lee Clark	Grover C. Johnson	R. R. Rogers
Lonnie Cooper	W. W. Johnson	C. W. Ryans
Fred H. Coots	D. C. Jones	Chas. L. Seale
J. D. Cox	Mrs. H. G. Jorris	W. R. Smith
J. S. Cruse	W. O. Keller	E. J. Snyder
W. J. Curtis	J. R. Kelly	Frank L. Strange
J. L. Cushing	Thos. H. King	J. G. Swearengin
C. L. Daly	Oscar Leibson	Mac Swinford
Mormon B. Daniel	W. W. Leslie	J. L. Valandingham
J. R. Dorman	Leon P. Lewis	Chiles Van Antwerp
E. J. Doss	J. L. Manning	C. D. Vincent
D. E. Edwards	Joe Martin	T. B. Watts

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in the Senate of the following titles, viz.:

S. B. 286. An Act to provide that a motion for an appeal to the Court of Appeals may be made in any action involving $500.00 or more and to give precedence in the hearing of such motion.

S. B. 426. An Act to authorize the State Board of Charities and Corrections to lease or purchase farm lands or farms for the employment of convict labor or the labor of inmates of the several charitable and penal institutions, providing for the improvement of lands purchased.

S. B. 156. AnAct to repeal and re-enact sec. 1599a-1 Carroll's Kentucky Statutes and further regulating the conditions under which persons, firms and corporations may place and maintain wires and poles, and other appliances for public utility service on the highways constituting and embraced in the State Primary Road System.

S. B. 325. An Act making an appropriation for completing the monument and path at the birthplace of Jefferson Davis at Fairview, Kentucky.

S. B. 416. An Act to amend and re-enact sec. 743a-9 of Kentucky Statutes, Carroll's 1918 Edition, relating to the conditions to be complied with by mutual insurance companies before being licensed to transact business.

S. B. 397. An Act to authorize the General Council of cities of the second class to cause streets and alleys therein to be surface treated, and providing for the cost of same by assessment against abutting property owners.

S. B. 297. An Act to amend, repeal and re-enact chapter 82, Acts of the General Assembly of the Commonwealth of Kentucky of 1924, approved by the Governor, March 22, 1924, relating to the classification of cities of the Commonwealth of Kentucky.

S. B. 420. An Act creating and establishing as a part of the primary road system of the State Highways of the Commonwealth of Kentucky a road leading from Eggner's Ferry in Marshall county via Briensburg and Palma to McCracken county line.

S. B. 301. An Act relating to the University of Kentucky; providing for the granting of teachers' certificates upon credentials; empowering the Board of Trustees of the University of Kentucky to confer certificates; repealing, amending and re-enacting sec. 143, subsec. 4636B-2, Kentucky Statutes, Chapter 14 of the Acts of the General Assembly.

S. B. 370. An Act creating and establishing as a part of the primary system of highways of the State of Kentucky that part of the old Bardstown and Green River turnpike between the village of White City near top of Muldraughs Hill and the town of Buffalo, in LaRue county, to be known as Project ——.

S. B. 55. An Act amending and re-enacting sec. 1224 Kentucky Statutes, relating to and providing a penalty for shooting from ambush.

S. B. 384. An Act to add to the primary system of highways, a road known as Project ——, leading from Fred Moore's farm, on Dixie Highway, to Rocky Hill.

S. B. 382. An Act to amend and re-enact an Act entitled "An Act establishing a road from Louisville, Kentucky, to

Elizabethtown, Kentucky, by way of Shepherdsville and Lebanon Junction, Bullitt county, as part of the primary system of State Highways, and designating said project as Project 46-A.

S. B. 387. An Act establishing as part of the primary system of State Highways a road from Leitchfield, via Sonora, in Hardin county, to point on Project 41 on the Dixie Highway.

S. B. 385. An Act to amend and re-enact Sec. 540, Kentucky Statutes, Carroll's Edition 1922, pertaining to organization of corporations.

S. B. 415. An Act to establish a new State Primary Road Project to be known as Project ——, beginning at Maysville, Mason county, and extending southeastwardly by way of Orangeburg and Mounty Gilead in Mason County to Flemingsburg in Fleming county.

S. B. 391. An Act establishing a road from Paducah, Kentucky at the Northern end of Eighth Street in said city and at the city limits to the ferry landing opposite Brookport, Illinois, and being a part of the highway between Paducah, Kentucky and Golconda, Illinois, as part of the primary system of State highways, and designating said project as project 9-A.

S. B. 122. An Act to repeal and re-enact Chapter 277, Acts General Assembly 1924, being an Act entitled "An Act to amend and re-enact sec. 9 Chapter 17 of the Acts of 1920, relating to roads and highways by adding to said section the town of Williamsburg, as a construction center," by including Fullerton in said named construction centers.

S. B. 339. An Act to establish as a part of the primary system of State highways a road from Eddyville, Lyon

county, to a point known as Elkhorn Tavern on the Princeton and Marion highway now complete.

S. B. 367. An Act establishing and creating part of the Primary System of State Roads and Highways a road leaving Project 49 at the Old Haydon Stand and running thence via Fairbanks, Natlee, Porter, Sadieville, Davis and intersecting with Project 21 at Cynthiana.

S. B. 256. An Act to amend and re-enact Section 2380-1, and Section 2380-2 of Kentucky Statutes, Carroll's Edition, 1922, etc.

Ordered that said bills be printed and refrered to the Committee on Rules.

And that they had also passed bills which originated in this House of the following titles, viz.:

H. B. 210. An Act providing for the appointment and qualifications of official shorthand reporters in circuit courts other than courts of continuous session; defining the duties thereof and prescribing the fees, etc.

H. Res. 17. Resolution approving the report of the Joint Committee appointed to make an investigation of the Covington and Cincinnati Bridge Company, etc.

Ordered that said bills and resolution be delivered to the Enrolling Clerk of this House.

Mr. Milliken moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Milliken moved that when the hour of twelve o'clock Meridian, arrived to-day that the House do then recess for one hour.

Said motion was agreed to.

Mr. Milliken of the Committee on Rules, to which the same had been referred, reported bills of the following titles, viz.:

S. B. 286. An Act to provide that motion for an appeal to the Court of Appeals may be made in any action involving $500.00 or more and to give precedence in the hearing of such motion.

S. B. 426. An Act to authorize the State Board of Charities and Corrections to lease or purchase farm lands or farms for the employment of convict labor or the labor of inmates of the several charitable and penal institutions, providing for the improvement of lands purchased.

S. B. 156. An Act to repeal and re-enact sec. 1599C-1 Carroll's Kentucky Statutes and further regulating the conditions under which persons, firms and corporations may place and maintain wires and poles and other appliances for public utility service on the highways constituting and embraced in the State Primary Road System.

S. B. 325. An Act making an appropriation for completing the monument and path at the birthplace of Jefferson Davis at Fairview, Kentucky.

S. B. 416. An Act to amend and re-enact sec. 743A-9 of Kentucky Statutes, Carroll's 1918 Edition, relating to the conditions to be complied with by mutual insurance companies before being licensed to transact business.

S. B. 397. An Act to authorize the General Council of cities of the second class to cause streets and alleys therein to be surface treated, and providing for the cost of same by assessment against abutting property owners.

S. B. 297. An Act to amend, repeal and re-enact Chapter 82, Acts of the General Assembly of the Commonwealth of Kentucky of 1924, aproved by the Governor, March 22, 1924, relating to the classification of cities of the Commonwealth of Kentucky.

S. B. 420. An Act creating and establishing as a part of the Primary System of the State Highways of the Commonwealth of Kentucky a road leading from Eggner's Ferry in Marshall County via Briensburg and Palma to McCracken county line.

S. B. 301. An Act relating to the University of Kentucky; providing for the granting of teachers certifications upon credentials; empowering the Board of Trustees of the University of Kentucky to confer certificates; repealing, amending and re-enacting sec. 143, subsec. 4636B-2 Kentucky Statutes, Chapter 14 of the Acts of the General Assembly.

S. B. 370. An Act creating and establishing as a part of the primary system of highways of the State of Kentucky that part of the old Bardstown and Green River turnpike between the village of White City near top of Muldroughs Hill and the Town of Buffalo in LaRue County, to be known as Project —.

S. B. 55. An Act amending and re-enacting sec. 1224 Kentucky Statutes, relating to and providing a penalty for shooting from ambush.

S. B. 384. An Act to add to the primary system of highways, a road known as Project —, leading from Fred Moore's farm, on Dixie Highway, to Rocky Hill.

S. B. 382. An Act to amend and re-enact an Act entitled "An Act establishing a road from Louisville, Kentucky to Elizabethtown, Kentucky, by way of Shepherdsville and Lebanon Junction, Bullitt County, as part of the primary system of State Highways, and designating said project as Project 46-A.

S. B. 387. An Act establishing as part of the Primary system of State Highways a road from Leitchfield, via Sonora, in Hardin county to point on project 41 on the Dixie Highway.

S. B. 385. An Act to amend and re-enact Sec. 540, Kentucky Statutes, Carroll's Edition 1922, pertaining to organization of corporations.

S. B. 415. An Act to establish a new State Primary Road Project to be known as Project ——, beginning at Maysville, Mason county, and extending southeastwardly by way of Orangeburg and Mounty Gilead in Mason County to Flemingsburg in Fleming county.

S. B. 391. An Act establishing a road from Paducah, Kentucky at the Northern end of Eighth Street in said city and at the city limits to the ferry landing opposite Brookport, Illinois, and being a part of the highway between Paducah, Kentucky and Golconda, Illinois, as part of the primary system of State Highways, and designating said project as project 9-A.

S. B. 122. An Act to repeal and re-enact Chapter 277, Acts General Assembly 1924, being An Act entitled "An Act to amend and re-enact sec. 9 Chapter 17 of the Acts of 1920, relating to roads and highways by adding to said section the town of Williamsburg, as a construction center," by including Fullerton in said named construction centers.

S. B. 339. An Act to establish as a part of the primary system of State Highways a road from Eddyville, Lyon county, to a point known as Elkhorn Tavern in the Princeton and Marion highway now complete.

S. B. 367. An Act establishing and creating part of the Primary System of State Roads and Highways a road leaving Project 49 at the Old Hyden Stand and running thence via Fairbanks, Natlee, Porter, Sadieville, Davis and intersecting with Project 21 at Cynthiana.

S. B. 256. An Act to amend and re-enact Sections 2380-1, and Section 2380-2 of Kentucky Statutes, Carroll's Edition, 1922, etc.

H. B. 626. An Act to provide for the creation and organization of a City Planning and Zoning Commission for cities of the second class, and surrounding territory which bears relation to the planning and zoning thereof; to prescribe and regulate the powers and duties of such Commission, etc.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles, viz.:

S. B. 266. An Act to provide for appeals from assessments of boards of supervisors and equalizers in cities and towns of the fourth, fifth and sixth classes.

S. B. 127. An Act to amend and re-enact subsec. 1, of sec. 4606A, subsec. 2, of sec. 4604A, subsec. 3, of sec. 4606A, sub-

sec. 4, of sec. 4606A, subsec. 6, of sec. 4606A of Chapter 118, 1915 Edition, Carroll's Kentucky Satutets, and being Chapter 12 of Acts of 1914, session of the General Assembly, relating to a uniform system of accounting in the State and county governments, and providing for penalties for violation of the provisions thereof.

S. B. 200. An Act making it unlawful for any judge of a circuit court or county court or police court or justice of the peace to suspend any judgment or any part thereof, in a misdemeanor case in favor of the Commonwealth or to stay execution, etc.

S. B. 401. An Act relating to the weighing and sampling of cream, etc.

S. B. 419. An Act to authorize fiscal courts in certain counties to supplement the salary of the Circuit Judge therein.

S. B. 389. An Act to create the 38th Judicial District and to change the 20th and 34th Judicial District, and to fix the time of holding court therein.

S. B. 249. An Act appropriating the sum of Twelve Thousand, Five Hundred Dollars ($12,500.00) for use by the Custodian of Public Buildings for the payment of salaries of such employees whose compensation has not been provided for in the regular annual budget allowance, but who have rendered, or may render, services in or upon the State Capitol, Governor's Mansion, and other public property.

S. B. 427. An Act to permit Magdeline Willett and others to sue the State in an amount not to exceed the foregoing sums for services rendered and performed to the Commonwealth of Kentucky.

Ordered that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, said bills were read the second time by their titles only.

Ordered that said bills be placed in the orders of the day.

Mr. Milliken introduced the following resolution, viz.:

Whereas, this House of Representatives did, on Monday, March 8th., authorize the Committee appointed by the Speaker to attend the funeral services of the late L. D. Bax, former member of this House, to purchase on behalf of this House a Suitable floral design for the occasion, and

Whereas, the Hon. F. A. Gnua of said Committee, executed the orders of this House in the purchase of said floral design, therefore,

Be it Resolved by the House of Representatives:

That there is hereby appropriated out of the State Treasury out of any funds not otherwise appropriated, the sum of Thirty Dollars, and the Auditor of Public Accounts is directed, upon the certification of this resolution by the Clerk of the House, to draw his warrant upon the Treasurer for said sum in favor of the said F. A. Gnau to cover the account herein referred to.

Said resolution was adopted.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 623. An Act to amend sec. 4356t-5, of article 11, of chapter 110 of Kentucky Statutes, Carroll's 1922 Edition, by

adding to the State Primary System of Highways Project —, leading from Allensville, in Todd county, by way of Elkton to Trenton, in Todd county.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 4356t-5, of Article II, of Chapter 110, of Kentucky Statutes, Carroll's 1922 Edition, be amended by adding thereto the following:

Project No. —. From Allensville, in Todd county, to Elkton, and thence to Trenton, in Todd county.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. A. Carson	D. E. Edwards
Wm. J. Arvin	C. B. Carver	J. O. Evans
W. O. Bach	Lonnie Cooper	Otto C. Gartin
W. B. Belknap	J. D. Cox	R. E. Glenn
T. H. Benton	J. S. Cruse	F. A. Gnau
Shaler Berry	W. J. Curtis	Whitsett Hall
D. F. Brown	J. L. Cushing	Lawrence Harmon
Geo. A. Brown	C. L. Daly	C. W. Hawkins
F. W. Bryant	Marmon B. Daniel	J. M. Hayse
W. G. Buckner	J. R. Dorman	Goebel B. Henson
S. J. Bunger	E. J. Doss	H. M. Holbrook

H. B. Holland	Shelby Martin	Jas. J. Peters
S. K. Holland	A. M. Mercer	Geo. W. Potter
Ira L. Horne	J. S. Milliken	W. H. Pryor
E. M. Johnson	T. R. Moore	R. R. Rogers
Grover C. Johnson	B. T. Morris	W. R. Smith
D. C. Jones	L. P. Murphy	E. J. Snyder
Mrs. H. G. Jorris	Chas. N. McCarty	Frank L. Strange
W. O. Keller	J. L. McDavid	Mac Swinford
J. R. Kelly	W. J. McGill	C. D. Vincent
Thos. H. King	F. T. Nichols	T. B. Watts
W. W. Leslie	Smith Park	
Leon P. Lewis	J. J. Patterson	—67

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 622. An Act to establish a new State Primary Road project, to be known as Project ——, beginning at Maysville, Mason county and extendeing to Augusta, Bracken county.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as part of the primary system of highways in this Commonwealth, the following route, to-wit: Beginning at a point four miles west of Maysville, the county seat of Mason County, Kentucky, on the Maysville and Germantown Project No. ——, and at the western end of the village of Moransburg, thence in a northwest-

ernly direction by way of Dover, Mason County, to the city of Augusta, the county seat of Bracken County, Kentucky.

§ 2. This said project is to be known and designated as Project No. —, and the route thus established shall be entitled to and receive all benefits of such laws as are now, or may hereafter be in effect with relation to the primary system of State highways of the Commonwealth of Kentucky; and the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in the Act establishing and creating a primary system of State highways in the Commonwealth of Kentucky.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. D. Cox	Lawrence Harmon
Wm. J. Arvin	J. S. Cruse	C. W. Hawkins
W. O. Bach	W. J. Curtis	J. M. Hayse
W. B. Belknap	J. L. Cushing	Goebel B. Henson
T. H. Benton	C. L. Daly	H. M. Holbrook
Shaler Berry	Marmon B. Daniel	H. B. Holland
D. F. Brown	J. R. Dorman	S. K. Holland
Geo. A. Brown	E. J. Doss	Ira L. Horne
F. W. Bryant	D. E. Edwards	E. M. Johnson
W. G. Buckner	J. O. Evans	Grover C. Johnson
S. J. Bunger	Otto C. Gartin	D. C. Jones
W. A. Carson	R. E. Glenn	Mrs. H. G. Jorris
C. B. Carver	F. A. Gnau	W. O. Keller
Lonnie Cooper	Whitsett Hall	J. R. Kelly

Thos. H. King	Chas. N. McCarty	R. R. Rogers
W. W. Leslie	J. L. McDavid	W. R. Smith
Leon P. Lewis	W. J. McGill	E. J. Snyder
Shelby Martin	F. T. Nichols	Frank L. Strange
A. M. Mercer	Smith Park	Mac Swinford
J. S. Milliken	J. J. Patterson	C. D. Vincent
T. R. Moore	Jas. J. Peters	T. B. Watts
B. T. Morris	Geo. W. Potter	
L. P. Murphy	W. H. Pryor	—67

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 621. An Act to establish a new state primary road project to be known as Project —, beginning at Maysville, Mason county, and extending to Augusta, the county seat of Bracken county, by way of Fern Leaf, Minerva and Dover.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as part of the primary system of highways in this Commonwealth, the following route, to-wit: Beginning at a point nine miles from the city of Maysville, the county seat of Mason county, Kentucky, on the Maysville and Germantown project No. —, and at the eastern end of the village of Fern Leaf; thence in a northwesternly direction by way of Minerva to the town of Dover; thence

westwardly to the city of Augusta, the county seat of Bracken County.

§ 2. This said project is to be known and designated as project No. —; and the route thus established shall be entitled to and receive all the benefits of such laws as are now, or may hereafter be in effect with relation to the primary system of state highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in the Act establishing and creating a primary system of State Highways in the Commonwealth of Kentucky.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. D. Cox	Lawrence Harmon
Wm. J. Arvin	J. S. Cruse	C. W. Hawkins
W. O. Bach	W. J. Curtis	J. M. Hayse
W. B. Belknap	J. L. Cushing	Goebel B. Henson
T. H. Benton	C. L. Daly	H. M. Holbrook
Shaler Berry	Mormon B. Daniel	H. B. Holland
D. F. Brown	J. R. Dorman	S. K. Holland
Geo. A. Brown	E. J. Doss	Ira L. Horne
F. W. Bryant	D. E. Edwards	E. M. Johnson
W. G. Buckner	J. O. Evans	Grover C. Johnson
S. J. Bunger	Otto C. Gartin	D. C. Jones
W. A. Carson	R. E. Glenn	Mrs. H. G. Jorris
C. B. Carver	F. A. Gnau	W. O. Keller
Lonnie Cooper	Whitsett Hall	J. R. Kelly

Thos. H. King	Chas. N. McCarty	R. R. Rogers
W. W. Leslie	J. L. McDavid	W. R. Smith
Leon P. Lewis	W. J. McGill	E. J. Snyder
Shelby Martin	F. T. Nichols	Frank L. Strange
A. M. Mercer	Smith Park	Mac Swinford
J. S. Milliken	J. J. Patterson	C. D. Vincent
T. R. Moore	Jas. J. Peters	T. B. Watts
B. T. Morris	Geo. W. Potter	
L. P. Murphy	W. H. Pryor	

—67

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 616. An Act to establish a new State primary road project to be known as project —, beginning at Maysville, Mason county, and extending to Flemingsburg, Fleming county.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Maysville in Mason county, via Orangeburg and Mt. Gilead in Mason county to Flemingsburg in Fleming county, be and the same is hereby established and designated as a part of the primary system of state highways of the Commonwealth of Kentucky to be known as state primary road project No. —.

§ 2. The construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in Chapter 17, Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen
Wm. J. Arvin
W. O. Bach
W. B. Belknap
T. H. Benton
Shaler Berry
D. F. Brown
Geo. A. Brown
F. W. Bryant
W. G. Buckner
S. J. Bunger
W. A. Carson
C. B. Carver
Lonnie Cooper
J. D. Cox
J. S. Cruse
W. J. Curtis
J. L. Cushing
C. L. Daly
Mormon B. Daniel
J. R. Dorman
E. J. Doss
D. E. Edwards
J. O. Evans
Otto C. Gartin
R. E. Glenn
F. A. Gnau
Whitsett Hall
Lawrence Harmon
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
H. B. Holland
S. K. Holland
Ira L. Horne
E. M. Johnson
Grover C. Johnson
D. C. Jones
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
W. W. Leslie
Leon P. Lewis
Shelby Martin
A. M. Mercer
J. S. Milliken
T. R. Moore
B. T. Morris
L. P. Murphy
Chas. N. McCarty
J. L. McDavid
W. J. McGill
F. T. Nichols
Smith Park
J. J. Patterson
Jas. J. Peters
Geo. W. Potter
W. H. Pryor
R. R. Rogers
W. R. Smith
E. J. Snyder
Frank L. Strange
Mac Swinford
C. D. Vincent
T. B. Watts

—67

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 628. An Act relating to roads and highways, establishing and making a road leading from Allensville in Todd county to the Tennessee State line via Keysburg and from the Tennessee line via Dot connecting the primary system at Ormdorff's Mill in Logan county.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the road leading from Allensville in Todd county, via Keysburg to the Tennessee State line in Logan county and from Tennessee State line, via Keysburg and Dot and to the end of the primary project at Orndorff's Mill in Logan county, be and the same is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said roads shall be subject to all the terms and conditions set out and provided for in chapter 17, page 76, of the Acts of 1920 establishing and creating a primary system of state highways.

Said road shall be designated as project No. —.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. O. Evans	A. M. Mercer
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
W. B. Belknap	F. A. Gnau	B. T. Morris
T. H. Benton	Whitsett Hall	L. P. Murphy
Shaler Berry	Lawrence Harmon	Chas. N. McCarty
D. F. Brown	C. W. Hawkins	J. L. McDavid
Geo. A. Brown	J. M. Hayse	W. J. McGill
F. W. Bryant	Goebel B. Henson	F. T. Nichols
W. G. Buckner	H. M. Holbrook	Smith Park
S. J. Bunger	H. B. Holland	J. J. Patterson
W. A. Carson	S. K. Holland	Jas. J. Peters
C. B. Carver	Ira L. Horne	Geo. W. Potter
Lonnie Cooper	E. M. Johnson	W. H. Pryor
J. D. Cox	Grover C. Johnson	R. R. Rogers
J. S. Cruse	D. C. Jones	W. R. Smith
W. J. Curtis	Mrs. H. G. Jorris	E. J. Snyder
J. L. Cushing	W. O. Keller	Frank L. Strange
C. L. Daly	J. R. Kelly	Mac Swinford
Mormon B. Daniel	Thos. H. King	C. D. Vincent
J. R. Dorman	W. W. Leslie	T. B. Watts
E. J. Doss	Leon P. Lewis	
D. E. Edwards	Shelby Martin	

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 596. An Act to establish a road from Paducah Kentucky at the Northern end of Eighth Street, in said city and at the city limits to a ferry landing opposite Brookport Illinois and being a part of the highway between Paducah, Kentucky and Golconda, Illinois as a part of the primary system of State highways and designating said project as Project 9-A.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, a road extending from the northern end of eighth street, at the city of Paducah, McCracken county, Kentucky; and that the city limits of said city to a point opposite from Brookport, Illinois, at the Brookport landing on the highway extending between Paducah, Kentucky, and Golconda, Illinois.

§ 2. Said project hereby established shall be designated and known as project No. 9.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. O. Evans	A. M. Mercer
Wm. J. Arvin	Otto C. Gartin	J. S. Milliken
W. O. Bach	R. E. Glenn	T. R. Moore
W. B. Belknap	F. A. Gnau	B. T. Morris
T. H. Benton	Whitsett Hall	L. P. Murphy
Shaler Berry	Lawrence Harmon	Chas. N. McCarty
D. F. Brown	C. W. Hawkins	J. L. McDavid
Geo. A. Brown	J. M. Hayse	W. J. McGill
F. W. Bryant	Goebel B. Henson	F. T. Nichols
W. G. Buckner	H. M. Holbrook	Smith Park
S. J. Bunger	H. B. Holland	J. J. Patterson
W. A. Carson	S. K. Holland	Jas. J. Peters
C. B. Carver	Ira L. Horne	Geo. W. Potter
Lonnie Cooper	E. M. Johnson	W. H. Pryor
J. D. Cox	Grover C. Johnson	R. R. Rogers
J. S. Cruse	D. C. Jones	W. R. Smith
W. J. Curtis	Mrs. H. G. Jorris	E. J. Snyder
J. L. Cushing	W. O. Keller	Frank L. Strange
C. L. Daly	J. R. Kelly	Mac Swinford
Mormon B. Daniel	Thos. H. King	C. D. Vincent
J. R. Dorman	W. W. Leslie	T. B. Watts
E. J. Doss	Leon P. Lewis	
D. E. Edwards	Shelby Martin	

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a resolution entitled:

H. Res. 13. Joint resolution to erect a monument on the battlefield of Blue Licks.

Said resolution is as follows, viz:

Whereas, the site of one of the most historic battles in the state of Kentucky now remains unmarked and unidentified, to-wit the battle of Blue Licks, in which a large number of commissioned officers were killed by the Indians and in which Colonels Daniel Boone, John Todd and Logan, Majors Harlan, McBride, McGary and Levi Todd and Captains Bulgar and Gordon took part, on the 19th day of August, 1782, in the county of Robertson, and

Whereas, it is fitting and resirable that a monument to the memory of the Kentuckians who fought and died in the battle of Blue Licks should be erected not only to mark the site of their heroic deeds but to perpetuate and preserve in the minds of posterity the memory of their valor and to stimulate interest in historic subjects and places among the people of Kentucky, now, therefore,

Be is resolved by the General Assambly of the Commonwealth of Kentucky:

§ 1. That the Governor be and he is hereby authorized and directed to appoint three commissioners for the purpose of receiving title for and on behalf of the state, to suitable lands located on the battlefield at Blue Licks in Robertson county for the purpose of erecting thereon a suitable and permanent monument to the memory of the Kentuckians who fought and died in the battle of Blue Licks, August 19, 1782; that in addition thereto said commissioners shall have power, with the consent and approval of the Governor, to select and purchase a suitable monument for the purpose as aforesaid, to erect the same and to arrange for its unveiling and the ceremonies in connection therewith, provided, however, that no such monument shall be selected by said commissioners without first affording the public and all persons interested in the promotion of historic subjects, an opportunity to be heard at a meeting to be held by the commission in the city of

Lexington or Frankfort or at some other place convenient and accessible.

§ 2. For the purpose mentioned in this resolution there is hereby appropriated from the state treasury out of funds not otherwise appropriated, the sum of $10,000, provided, however, said appropriation shall not be expended by the treasurer or by the commissioners appointed herein, except upon condition that the land upon which said battlefield is situated shall first be conveyed and donated by the owner or owners, by deed, to the state of Kentucky in fee simple. The consideration to be expressed in said conveyance shall be $1.00 and the benefits accruing under and by virtue of this resolution and said deed shall be executed and recorded in the same manner as now provided by law.

§ 3. The commissioners, with the advice and consent of the Governor, shall have power to determine the number of acres necessary and suitable for the purpose mentioned in this resolution, having due regard to the cost of the monument, its dignity and purpose and accessibility of the public to said monument from the main highway.

Ordered that said resolution be read the third time.

The Constitutional provisions as to the third reading of said resolution at length being dispensed with, said resolution was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. F. Brown	J. D. Cox
Wm. J. Arvin	F. W. Bryant	J. S. Cruse
W. B. Belknap	W. G. Buckner	W. J. Curtis
T. H. Benton	Lee Clark	J. L. Cushing
C. H. Berryman	C. B. Carver	C. L. Daly
W. P. Bowman	Lonnie Cooper	J. O. Evans

D. W. Fowler	D. C. Jones	J. L. McDavid
Otto C. Gartin	Mrs. H. G. Jorris	W. J. McGill
R. E. Glenn	W. O. Keller	Smith Park
F. A. Gnau	J. R. Kelly	Geo. W. Potter
Whitsett Hall	Thos. H. King	R. R. Rogers
Lawrence Harmon	W. W. Leslie	Philip J. Ryan
C. W. Hawkins	Leon P. Lewis	M. G. Slusher
J. M. Hayse	J. L. Manning	E. J. Snyder
Goebel B. Henson	Joe Martin	Frank L. Strange
H. M. Holbrook	Shelby Martin	J. G. Swearengin
H. B. Holland	J. S. Milliken	J. L. Valandingham
S. K. Holland	T. R. Moore	C. D. Vincent
E. M. Johnson	B. T. Morris	T. B. Watts
Grover C. Johnson	L. P. Murphy	
W. W. Johnson	Chas. N. McCarty	

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Those who voted in the negative were—

W. O. Bach	J. C. Hutcherson	Jas. J. Peters
Marmon B. Daniel	Caleb Page	W. H. Pryor
Ira L. Horne	J. J. Patterson	

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a resolution of the following title, viz:

H. Res. 11. Joint resolution providing for the payment of assistants for the Superintendent of Public Printing.

Said resolution is as follows, viz:

Whereas during the session of the General Assembly it has been impossible for the Superintendent of Public Printing, unaided, to expeditiously look after the printing of bills and resolutions, and

Whereas during the present session of the General Assembly, he has had in his office two clerks, one for the House and one for the Senate, elected by the Board of Printing Commissioners, assisting him in said work and in other printing incidental to the General Assembly; therefore

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That Joe D. Bradburn, Superintendent of Public Printing, be allowed the sum of $500.00, to be expended by him in payment of help in the care of all printed bills and other matter pertaining to printing during the present session of the General Assembly, said services when obtained to terminate when this General Assembly adjourns, and the auditor of Public Accounts shall draw his warrant upon the Treasurer for payment of said sum.

Ordered that said resolution be read the third time.

The Constitutional provision as to the third reading of said resolution at length being dispensed with, said resolution was read the third time, by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as followes, viz:

Those who voted in the affirmative were—

Lewis Allen	T. H. Benton	Geo. A. Brown
W. B. Ardery	C. H. Berryman	F. W. Bryant
W. O. Bach	W. P. Bowman	J. R. Buckman
W. B. Belknap	D. F. Brown	W. G. Buckner

S. J. Bunger	J. M. Hayse	T. R. Moore
W. A. Carson	Goebel B. Henson	B. T. Morris
C. B. Carver	H. M. Holbrook	L. P. Murphy
Lee Clark	H. B. Holland	Chas. N. McCarty
Lonnie Cooper	S. K. Holland	J. L. McDavid
J. S. Cruse	Ira L. Horne	F. T. Nichols
W. J. Curtis	E. M. Johnson	Smith Park
J. L. Cushing	D. C. Jones	Jas. J. Peters
C. L. Daly	W. O. Keller	Geo. W. Potter
E. J. Doss	J. R. Kelly	W. H. Pryor
D. E. Edwards	Thos. H. King	R. R. Rogers
J. O. Evans	W. W. Leslie	C. W. Ryans
Otto C. Gartin	Leon P. Lewis	Chas. L. Seale
R. E. Glenn	J. L. Manning	E. J. Snyder
F. A. Gnau	Joe Martin	J. G. Swearengin
Whitsett Hall	Shelby Martin	J. L. Valandingham
Lawrence Harmon	A. M. Mercer	T. B. Watts

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Those who voted in the negative were—

Marmon B. Daniel	J. F. Harrison	Caleb Page

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a resolution entitled:

H. Res. 5. Resolution for the benefit of D. Owen Robinson, of Frankfort, Kentucky.

Said resolution is as follows, viz:

Whereas, on the 14th day of August, 1884, D. Owen Robinson, who was then a guard, employed by the Commonwealth of Kentucky, at the penitentiary in Frankfort, Kentucky, whilst in the faithful performance of his duty as such guard was attacked and shot by one George Alsop, a prisoner in said penitentiary, and

Whereas, said shot took effect in said Robinson's hip, shattering the bone, disabling and incapacitating him from labor for the remainder of his life; and

Whereas, said Robinson is now 78 years of age, and is now, and has been for many years unable to work for his support and livelihood, it is now the expressed sense of the General Assembly that said Robinson should be compensated for said injury and resultant loss of earning power.

Be it therefore resolved by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the Auditor of the Commonwealth be and he is now directed to draw his warrant for fifty ($50.00) dollars per month, payable to said D. Owen Robinson, and the Treasurer is directed to honor said warrant and pay same to D. Owen Robinson, so long as he, the said Robinson, may live, or until the foregoing resolution be nullified.

Ordered that said resolution be read the third time.

The Constitutional provision as to the third reading of said resolution at length being dispensed with, said resolution was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	W. O. Bach	W. P. Bowman
W. B. Ardery	T. H. Benton	D. F. Brown
Wm. J. Arvin	Shaler Berry	Geo. A. Brown

W. G. Buckner
S. J. Bunger
C. B. Carver
Lee Clark
Lonnie Cooper
Fred H. Coots
J. D. Cox
J. S. Cruse
W. J. Curtis
J. L. Cushing
C. L. Daly
Marmon B. Daniel
J. R. Dorman
E. J. Doss
D. E. Edwards
J. O. Evans
Otto C. Gartin
R. E. Glenn
Whitsett Hall
Lawrence Harmon
J. F. Harrison
C. W. Hawkins
J. M. Hayse
Goebel B. Henson
H. M. Holbrook
H. B. Holland
Ira L. Horne
J. C. Hutcherson
E. M. Johnson
Grover C. Johnson
W. W. Johnson
Mrs. H. G. Jorris
W. O. Keller
J. R. Kelly
Thos. H. King
W. W. Leslie
Leon P. Lewis
J. L. Manning
Shelby Martin
A. M. Mercer
J. S. Milliken
T. R. Moore
B. J. Morris
Chas. N. McCarty
J. L. McDavid
F. T. Nichols
Smith Park
J. J. Patterson
Geo. W. Potter
W. H. Pryor
R. R. Rogers
M. G. Slusher
W. R. Smith
E. J. Snyder
J. G. Swearengin
Mac Swinford
J. L. Valandingham
C. D. Vincent
T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a resolution entitled:

H. Res. 9. Resolution giving to George B. Powers and J. B. Johnson the right to sue the Commonwealth for the sums of $3,000 and $750 respectively.

Said resolution is as follows, viz:

Whereas, in the construction of State Project No. 5 in the Kentucky State Highway system, through Boone county, Ky., it was necessary at one point to build a high embankment in order to maintain the proper grade over a railroad, so as to make the necessary clearance, and

Whereas, it is claimed by George B. Powers and J. B. Johnson, that the building of said embankment has greatly depreciated the value of their property adjacent to said embankments, and

Whereas, no right under the law exists on the part of either of said alleged injured parties to sue the Commonwealth of Kentucky without a special permission so to do; now, therefore

Be it resolved by the General Assambly of the Commonwealth of Kentucky:

That the said George B. Powers and the said J. B. Johnson be and they are hereby permitted to file in the Franklin circuit court of Kentucky, a suit making the Commonwealth of Kentucky a defendant for the sums of $3,000.00 and $750.00, respectively, and that any judgment obtained by either of said parties in said court, shall be paid by the Department of State Roads and Highways out of the road funds of the Commonwealth of Kentucky, with the understanding that by permitting said suit to be brought the Commonwealth does not admit any liability for damages, this being a matter to be determined by the court, and with the further understanding that either party may appeal said case to the Court of Appeals.

Mr. Lewis offered the following amendment to said resolution, viz:

Amend H. Res. 9 by striking therefrom the words and figures "for the sums of $3,000 and $750 respectively" and inserting in lieu thereof the words "for such damages as were suffered by said parties and the lands owned by them."

Said amendment was agreed to.

Ordered that said resolution be engrossed and read the third time.

The Constitutional provision as to the third reading of said resolution at length being dispensed with, and the same being engrossed, said resolution was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	D. W. Fowler	A. M. Mercer
W. B. Ardery	Otto C. Gartin	H. J. Meyers
Wm. J. Arvin	R. E. Glenn	J. S. Milliken
W. O. Bach	F. A. Gnau	B. T. Morris
W. B. Belknap	Whitsett Hall	L. P. Murphy
Shaler Berry	Lawrence Harmon	Chas. N. McCarty
C. H. Berryman	J. F. Harrison	J. L. McDavid
W. P. Bowman	C. W. Hawkins	W. J. McGill
D. F. Brown	Goebel B. Henson	Caleb Page
Geo. A. Brown	H. M. Holbrook	Smith Park
F. W. Bryant	H. B. Holland	J. J. Patterson
J. R. Buckman	S. K. Holland	Jas. J. Peters
W. G. Buckner	Ira L. Horne	W. H. Pryor
S. J. Bunger	J. C. Hutcherson	Clint Raymer
W. A. Carson	E. M. Johnson	R. R. Rogers
C. B. Carver	Grover C. Johnson	C. W. Ryans
Fred H. Coots	D. C. Jones	Chas. L. Seale
J. D. Cox	Mrs. H. G. Jorris	M. G. Slusher
W. J. Curtis	W. O. Keller	W. R. Smith
J. L. Cushing	J. R. Kelly	E. J. Snyder
C. L. Daly	Thos. H. King	Frank L. Strange
Marmon B. Daniel	W. W. Leslie	J. G. Swearengin
J. R. Dorman	Leon P. Lewis	Mac Swinford
E. J. Doss	J. L. Manning	Chiles Van Antwerp
D. E. Edwards	Joe Martin	C. D. Vincent
J. O. Evans	Shelby Martin	T. B. Watts

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Mr. Lewis offered the following amendment to the title of said resolution, viz:

Amend the title to H. Res. 9 by striking therefrom the words and figures "the sums of $3,000 and $750 respectively" and inserting in lieu thereof the words:

"for such damages as were suffered by said parties and the lands owned by them in the construction of State Project No. 5."

Resolved that the title thereof be as amended.

Mr. Milliken moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. H. B. Holland of the Committee on Enrollment reported that they had examined and found to be correctly enrolled, a bill which originated in the Senate of the following title, viz:

S. B. 212. An Act to repeal an Act of the General Assembly of 1887-1888 incorporating the town of Eden, Martin county, Kentucky.

And that they had examined and found to be correctly enrolled bills which originated in this House of the following titles, viz:

H. B. 479. An Act requiring all public officials of a county, municipalities, or political subdivisions less than a county, whose duty it is to collect or have the custody of public funds of such county, municipality or political subdivision, to make,

publish and file annually an itemized sworn statement of all such funds received and disbursed by him during the fiscal year, except counties having therein a city of the first class; prescribing penalties for a violation thereof.

H. B. 91. An Act to amend and re-enact Sec. 4821 of Carroll's Kentucky Statutes, 1922 Edition, relating to weights and measures.

H. B. 438. An Act authorizing county officers to turn over to the Kentucky State Historical Society for preservation old books and documents no longer of use or value to the counties.

H. B. 300. An Act to authorize cities of the first, second, third and fourth class, to acquire water works and to issue bonds therefor, payable from the revenues of such works.

H. B. 23. An Act to amend and re-enact Sec. 415 B-6, Kentucky Statutes, relating to Confederate Soldiers, entitled to pensions.

H. B. 292. An Act relating to the recording of deeds and mortgages securing indebtedness and requiring that every such instrument shall disclose the maturity of the principal of such indebtedness, and imposing penalties.

H. B. 155. An Act providing a change in the requisite qualifications of any person desiring to enter Medical School in this Commonwealth for the purpose of studying medicine.

Thereupon all other business was suspended, said bills were read at length and compared in open session and found to be correctly enrolled.

Thereupon the Speaker, in open session and in the presence of the House, affixed his signature thereto.

Ordered that the above named Senate Bill be delivered to the Enrolling Clerk of the Senate.

Ordered that the Enrolling Clerk of the House deliver said above named House Bills to the Senate.

After a time the Enrolling Clerk of this House delivered the original and enrolled copies of said bills duly signed by the President of the Senate into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk deliver said bills to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

A message was received from the Senate announcing that they had passed a resolution which originated in that body of the following title, viz:

S. Res. 34. Resolution providing for compensation for the Chief Clerks and Assistant Clerks of the Senate and the House of Representatives.

Said resolution is as follows, viz:

Whereas, the Clerks of the Senate and the House of Representatives are required to work many hours, day and night, in order that all bills, resolutions, journals and other office work may be promptly and efficiently kept up and ready for the respective Houses at act upon, and

Whereas, the work is hard and exacting, and the per diem allowed is not in proportion for the services they are required to render, and

Whereas, it has been the custom of former General Assemblies to make such Clerks an appropriation to further compensate them for the work that they are required to do,

Therefore be it Resolved, by the Senate, the House of Representatives concurring therein, That the Chief Clerk and the Assistant Clerk of the Senate, and the Chief Clerk and the Assistant Clerk of the House of Representatives, each be allowed the sum of $250.00 to be paid out of the State Treasury, and the Auditor of Public Accounts is hereby directed to draw his warrant upon the Treasurer in favor of said Chief Clerks and Assistant Clerks of the Senate and the House of Representatives for the amount named in this Resolution.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were:

Lewis Allen	Mormon B. Daniel	W. O. Keller
W. B. Ardery	J. R. Dorman	J. R. Kelly
Wm. J. Arvin	E. J. Doss	Thos. H. King
W. B. Belknap	D. W. Fowler	W. W. Leslie
T. H. Benton	Otto C. Gartin	J. L. Manning
W. P. Bowman	F. A. Gnau	Joe Martin
D. F. Brown	Lawrence Harmon	Shelby Martin
Geo. A. Brown	C. W. Hawkins	A. M. Mercer
F. W. Bryant	J. M. Hayse	H. J. Meyers
J. R. Buckman	Goebel B. Henson	B. T. Morris
W. G. Buckner	H. M. Holbrook	L. P. Murphy
S. J. Bunger	H. B. Holland	Chas. N. McCarty
W. A. Carson	S. K. Holland	J. L. McDavid
C. B. Carver	J. C. Hutcherson	W. J. McGill
Lee Clark	E. M. Johnson	F. T. Nichols
J. D. Cox	Grover C. Johnson	Smith Park
W. J. Curtis	W. W. Johnson	Jas. J. Peters
J. L. Cushing	D. C. Jones	R. R. Rogers
C. L. Daly	Mrs. H. G. Jorris	Philip J. Ryan

C. W. Ryans	E. J. Snyder	J. L. Valandingham
M. G. Slusher	Frank L. Strange	C. D. Vincent
W. R. Smith	J. G. Swearengin	T. B. Watts

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Those who voted in the negative were—

W. O. Bach	Geo. W. Potter	Mac Swinford
J. H. Baughman	H. A. Pulliam	Chiles Van Antwerp

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Mr. Milliken moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

S. B. 59. An Act for the benefit of the Home for Incurables.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby appropriated out of any money in the Treasury not otherwise appropriated, the sum of twenty thousand dollars per annum for two years, payable annually, for the benefit of the Home for Incurables, and the Auditor of Public Accounts be, and he is, authorized and directed to draw his warrant upon the Treasurer annually for two years in favor of the Treasurer of the Home for Incurables, the annual sum of twenty thousand dollars; provided, that no part of said appropriation shall be paid unless there has been executed on the part of the Home for Incur-

ables a bond to the Commonwealth of Kentucky with good and sufficient security, stipulating and providing that all of said sums of money so appropriated shall be applied to the purposes of the charter of the Home for Incurables, that is, to provide a home for persons who are residents of the State of Kentucky who are afflicted with incurable physical disability or disease, and have no means of support, and a failure to do so shall be a forfeiture of this appropriation. Said bond shall be approved by the Auditor of Public Accounts and kept as a record in his office; provided, also, if any part of said appropriation be not so applied, that all of such part thereof as may be unexpended shall be returned to and covered into the State Treasury, and that the Home for Incurables shall, by its proper officers, make an annual verified statement to and settlement with the Auditor of Public Accounts, showing when, where and how said funds and appropriations have been applied and disbursed. The said Auditor is authorized and directed to draw his warrant upon the Treasurer in favor of the Treasurer of the Home for Incurables on the first day of June, nineteen hundred and twenty-six for twenty thousand dollars, and on the first day of June, nineteen hundred and twenty-seven for the sum of twenty thousand dollars.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were:

Lewis Allen	W. O. Bach	T. H. Benton
W. B. Ardery	J. H. Baughman	Shaler Berry
Wm. J. Arvin	W. B. Belknap	C. H. Berryman

W. P. Bowman	R. E. Glenn	H. J. Meyers
D. F. Brown	F. A. Gnau	J. S. Milliken
Geo. A. Brown	Whitsett Hall	B. T. Morris
F. W. Bryant	Lawrence Harmon	L. P. Murphy
J. R. Buckman	C. W. Hawkins	Chas. N. McCarty
W. G. Buckner	Goebel B. Henson	J. L. McDavid
S. J. Bunger	H. M. Holbrook	W. J. McGill
W. A. Carson	H. B. Holland	F. T. Nichols
Lee Clark	S. K. Holland	Caleb Page
Lonnie Cooper	J. C. Hutcherson	Smith Park
Fred H. Coots	E. M. Johnson	J. J. Patterson
J. D. Cox	Grover C. Johnson	W. H. Pryor
J. S. Cruse	W. W. Johnson	H. A. Pulliam
W. J. Curtis	D. C. Jones	R. R. Rogers
J. L. Cushing	Mrs. H. G. Jorris	Philip J. Ryan
C. L. Daly	W. O. Keller	C. W. Ryans
Mormon B. Daniel	J. R. Kelly	M. G. Slusher
J. R. Dorman	Thos. H. King	W. R. Smith
E. J. Doss	W. W. Leslie	E. J. Snyder
D. E. Edwards	Leon P. Lewis	J. G. Swearengin
J. O. Evans	J. L. Manning	C. D. Vincent
D. W. Fowler	Shelby Martin	T. B. Watts
Otto C. Gartin	A. M. Mercer	

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had refused to recede from an amendment adopted by the Senate to a bill which originated in this House of the following title, viz:

H. B. 586. An Act appropriating money for the operation and maintenance of the various departments, boards,

commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1927; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Said amendment as offered by the Senate, is as follows, viz:

Amend H. B. 586 by striking therefrom Section No. 50.

And had insisted on said action of the Senate and had appointed a Committee of Conference to adjust the differences between the two Houses on said disagreement as follows, viz:

Senators Brock, Young and Walker.

And requesting the House to appoint a similar Committee on the part of the House to act in conjunction with said Senate Committee to be known as the Conference Committee of the House and Senate for the purpose of adjusting the differences herein set forth.

And that they had refused to recede from an amendment adopted by the Senate to a bill which originated in this House entitled:

H. B. 587. An Act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1928; designating the funds and sources from which said

appropriations are to be paid, and prescribing the manner in which same are to be paid.

Said amendment as offered by the Senate is as follows, viz:

Amend H. B. 587 by striking therefrom Section No. 50.

And had insisted on said action of the Senate and had appointed a Committee of Conference to adjust the differences between the two Houses on said disagreement as follows:

Senators Brock, Young and Walker.

And requested the House to appoint a similar Committee on the part of the House to act in conjunction with said Senate Committee to be known as the Conference Committee of the House and the Senate for the purpose of adjusting the differences herein set forth.

Mr. Milliken moved that the Speaker appoint a Committee to be known as the Conference Committee on the part of the House to take under advisement the differences above indicated.

Said motion was agreed to.

Thereupon the Speaker appointed as such Committee, Messrs. Berry, Jones and Glenn.

The hour of twelve o'clock M. having arrived, the House recessed until the hour of one o'clock p. m.

At the hour of one o'clock p. m. the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules the House took up for consideration from the orders of the day, a bill entitled:

S. B. 154. An Act to amend sections 2, 4, 12, 13, 24, 55, 59 and 74 of an act entitled: "An Act to provide an elective system of Workmen's Compensation for Industrial Accidents," and known as chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1916, and subsequent amendments thereto, said sections as amended and to be amended being known as sections 4881, 4883, 4893, 4894, 4905, 4938, 4942, and 4957 of Carroll's Kentucky Statutes, Sixth Edition, 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2 of said act be repealed and re-enacted so that when re-enacted said section shall read as follows:

"The term 'employer' as used in this act shall be construed to include municipal corporations and any subdivision or corporations thereof, and any election with reference to this act shall be exercised by the law-making or other governing body thereof; and the term 'employer' as used in this act shall also be construed to include all departments of the state government, and any election with reference to this act shall be exercised by the head of such department so electing; provided, however, that nothing contained in this act shall be construed as amending or repealing any statute or ordinance relating to associations or funds for the relief, pensioning, retirement or other benefit of any employee of such municipal employer, or any of the employees of any state department, or the widows, children or dependents of such employes, or in any manner interfering with the same as now or hereafter established."

§ 2. That section 4 of said act be repealed and re-enacted so that when re-enacted said section shall read as follows:

"In addition to all other compensation herein provided, such medical, surgical and hospital treatment, including nursing, medical and surgical supplies and appliances, as may reasonably be required at the time of the injury and thereafter during disability, but not exceeding one hundred and twenty days nor exceeding a total expense to the employer of more than one hundred dollars on account of the benefits provided by this section, unless the board shall, by order made within that time, direct an extension of said period of treatment or direct an extension of said limit of expense not to exceed three hundred dollars, to cure and relieve from the effects of the injury shall be furnished by the employer, and, in case of his refusal or neglect reasonably to do so, the employer shall be liable for the reasonable expense, within the limits of this section, incurred by or on behalf of the employe in providing the same. In directing such extension of the period of treatment or limit of expense, the board may also designate the character of treatment or hospital attention for which same is granted. In the event of an emergency the employe shall have the right to call in any available physician or surgeon to administer such first aid as may be reasonably necessary at the expense of the employer, within the limits of this section."

§ 3. That section 12 of said act be repealed and re-enacted so that when re-enacted said section shall read as follows:

"If death results within two years from an accident for which compensation is payable under this act, or within five years where continuous disability from date of the accident has resulted therefrom, the employer or his insurer shall pay to the persons entitled to compensation, or, if none, then to the personal representative of the deceased employe, reasonable burial expenses of a person of the standard of living of the deceased, not to exceed the sum of $75.00, and shall also pay

to or for the following persons compensation as follows, to-wit:

(1) If there are no dependents, as herein defined, there shall be paid, in addition to the burial expenses and medical expenses, if any otherwise provided for herein, the further sum of $100.00, payment to be made to the personal representative of the deceased employe.

(2) If there are one or more wholly dependent persons, 65 per cent of the average weekly earnings of the deceased employe, but not to exceed $12.00 nor less than $5 per week, shall be payable, all such payments to be made for the period between the date of death and 335 weeks after the date of the accident to the employe, or until the intervening termination of dependency, but in no case to exceed the maximum sum of $4,000.00.

(3) If there are partly dependent persons, the payments shall be such part of what would be payable for total dependency as the partial dependency existing at the time of the accident to the employe may be proportionate to total dependency, all such payments to be made for the period between the date of death and 335 days after the date of the accident to the deceased employe or until the intervening termination of dependency, but in no case to exceed in the aggregate compensation on account of such death the maximum sum of $4,000.00.

Partial dependency shall be determined by the proportion of the earnings of the employe which have been contributed to such partial dependent during one year next preceding the date of injury; if the relation of partial dependency shall not have existed for one year next preceding the date of injury, the board shall consider all the facts and circumstances and fix such proportion as may be fair and reasonable thereunder.

(4) All relations of dependency herein referred to shall be construed to mean dependency existing at the time of accident to the employe."

§ 4. That section 13 of said act be repealed and re-enacted so that said section when re-enacted shall read as follows:

"The following persons shall be presumed to be wholly dependent upon a deceased employe: (a) A wife upon a husband whom she has not voluntarily abandoned at the time of the accident; (b) a husband incapacitated from wage earning upon a wife whom he has not voluntarily abandoned at the time of the accident to the wife; (c) a child or children under the age of sixteen years or over sixteen years if incapacitated from wage earning, upon the parent with whom such child or children are living or by whom actually supported at the time of the accident. The burden of disproving dependency, in whole or in part, in such cases shall be upon the employer. In all other cases the relation of dependency, in whole or in part, shall be determined in accordance with the facts of each case existing at the time of the accident, but no person shall be considered a dependent in any degree unless he be living in the household of the employe at the time of the accident or unless such person bears to the employe the relation of father, mother, husband or wife, father-in-law or mother-in-law, grandfather or grandmother, child or grandchild, or brother or sister of the whole or half blood.

Compensation to any dependent shall cease at the death or legal or common-law marriage of such dependent, and upon the cessation of compensation to or on account of any such person, the compensation of the remaining persons entitled to compensation shall, for the unexpired period during which their compensation is payable, be that which such persons would have received during such unexpired period if they had been the only persons entitled to compensation at the time of the accident."

§ 5. That section 24 of said act be repealed and re-enacted so that said section, when so re-enacted, shall read as follows:

"Section 24. For the purpose of this act, average weekly earnings shall be computed by dividing by 52 the annual earnings computed as follows:

(a) If the employe is paid by the year, take his yearly wages at the time of the injury.

(b) If the employe is paid by the month, multiply his monthly wages at the time of the injury by the number of months customarily worked in a year at the occupation at which he was working at the time of the injury by employes of his grade and class of service.

(c) If the employe is paid by the week, multiply his weekly wages at the time of the injury by the number of weeks customarily worked in a year at the occupation at which he was working at the time of the injury by employes of his grade and class of service.

(d) If the employe is paid by the day, multiply his daily wage at the time of the injury by the number of days customarily worked in a year at the occupation at which he was working at the time of the injury by employes of his grade and class of service.

(e) If the employe is paid by the hour, multiply his hourly wage at the time of the injury by the number of hours customarily worked in a day at the occupation at which he was working at the time of the injury by employes of his grade and class of service and then proceed as in (d).

(f) If the employe is paid by his output, find his hourly wage at the time of the injury by dividing the total amount earned by him in the employment in which and at the rate of pay at which he was employed at the time of the injury during so much of the preceding thirty days next preceding the injury, including the day of the injury, as he was so employed by the number of hours so employed during such thirty days, then proceed as in (e).

(g) If any of the foregoing methods of arriving at the annual wages of an injured employe cannot reasonably and fairly be applied, such annual wages shall be taken to be the

amount earned as wages by the average employe in the same or most similar grade or class of service in the same or most similar occupation as that in which the injured employe was working at the time of the injury.

(h) The reasonable value of board, rent, housing, lodging and fuel which are received by the employe as a part of the remuneration from the employer and which can be estimated in money, shall be included as a part of the annual wages.

(i) In seasonal occupations, for temporary disabilities lasting less than a year, the average weekly wages may be taken at the actual wage at the time of the injury for the rest of the working season, and thereafter at such wages as may actually be earned by the average employe in the same or most similar grade or class of service in other occupations furnishing temporary employment during the dull season. In seasonal occupations for all disabilities lasting more than a year, to the average annual wages which might be earned during the working season in the occupation at which the employe was engaged at the time of injury shall be added to the average annual wages which may be earned during the dull season by the average employe in the same or most similar grade or class of service in other occupations furnishing temporary employment.

(j) If the employe, at the time of the injury, is regularly employed in a higher grade of work or occupation than formerly during the year and with larger regular wages, only such higher grade of work or occupation, if the same be not seasonal, shall be taken into consideration in computing his average weekly wages."

§ 6. That section 55 of said act be repealed and re-enacted, so that said section when so re-enacted shall read as follows:

"Upon motion of either party and a sufficient showing of reason and necessity therefor, the circuit court to which an appeal is taken may continue in force the award, judgment, or order appealed from, pending its decision of such appeal,

for such period, but to be suspended upon the execution by the adverse party of a supersedeas bond for appeal to the Court of Appeals."

§ 7. That section 59 of said act be repealed and re-enacted so that said section when so re-enacted shall read as follows:

"Section 59. All fees of attorneys and physicians and charges of hospitals under this act shall be subject to the approval of the board. No attorney's fees shall be allowed or approved against any party or parties not represented by such attorney, nor exceeding an amount equal to fifteen per cent of the amount of the first $1,000.00 or fraction thereof recovered, or ten per cent of the excess of such recovery, if any over $1,000.00. The board may deny or reduce an attorney's fee upon proof of solicitation of employment.

All compensation shall be paid direct to the parties entitled to receive same as previously provided in this act, and not to their attorneys. Provided, however, that the board in allowing or approving an attorney's fee as provided in this section may order the payment of same direct to such attorney, commuting sufficient of the final payments of compensation payable under the award to a lump sum for that purpose."

§ 8. That section 74 of said act be repealed and re-enacted so that said section when so re-enacted shall read as follows:

"Election to operate under the provisions of this act shall be effected by the employe by signing the following notice, to-wit:

'I hereby agree with (name of employer) to accept the provisions of Chapter 33, Acts of 1916, commonly known as the Kentucky Workmen's Compensation Act.'

The election shall be effective from and including the date of signing, which shall be inserted opposite the employer's signature. In case an employe be unable to write, his mark shall be witnessed by a third person, who shall at the

time read the notice to the employee. Any number of employes may sign the same notice, provided that there be conspicuously written or printed at the top of each page thereof on which signatures appear a copy of the above form of notice. If the employment at any time be suspended for less than one year, the original acceptance of the employe shall continue effective in subsequent employment under the same employer, unless withdrawn in the manner provided under section 76 of this act.

Identification of such signature or mark of the employe shall constitute conclusive proof of his election to operate under the provisions of this act, in any hearing or proceeding in which such election may be material or in issue.

Mr. Milliken offered the following Amendment to said bill, viz.:

Amend Senate bill 154 by inserting therein, as section 5-A after section 5, the following words and figures:

Section 5-A. The salaries and expenses of the Board, with other assistants and employees, shall be paid out of the maintenance fund provided in Section 83 hereof. The annual salary of each member shall be Three Thousand Five Hundred Dollars ($3,500.00). The Board may appoint a Secretary at a salary of not more than Twenty-five Hundred ($2,500) Dollars a year and an actuary and such other assistants and employees as are necessary to the proper administration of this act, at salaries to be fixed by the Board and approved by the Governor; provided, however, that such salaries shall in no case exceed One Hundred and Twenty-five Dollars ($125-.00) per month to any stenographer or clerical employee, One Hundred and Seventy-five Dollars ($175.00) per month to any other employee or assistant, or Three Thousand Five Hundred Dollars ($3,500.00) a year to any actuary. The Board may at any time remove any of its appointees upon filing with

the Secretary of State a full written statement of its reasons for such removal.

Said amendment was agreed to.

Mr. Swinford offered the following amendment to said bill, viz:

Amend S. B. 154 on page 3, line 16 by changing the figures $12.00 to $20.00.

Amend S. B. 154 on page 3, line 20 by changing the figures $4,000 to $6,700.

Amend S. B. 154 by striking out Section 5 on page 5 and 6.

Amend S. B. 154 in line 28, by changing the figures $4,000 to $6,700.

Amend S. B. 154, on page 3, line 8, by changing the figures $75.00 to $125.00.

Said amendments were each and severally agreed to.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed, as amended.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	W. B. Belknap	C. H. Berryman
Wm. J. Arvin	T. H. Benton	W. P. Bowman
J. H. Baughman	Shaler Berry	D. F. Brown

Geo. A. Brown	Lawrence Harmon	B. T. Morris
F. W. Bryant	J. F. Harrison	Chas. N. McCarty
J. R. Buckman	C. W. Hawkins	J. L. McDavid
W. G. Buckner	J. M. Hayse	F. T. Nichols
S. J. Bunger	Goebel B. Henson	Caleb Page
W. A. Carson	H. M. Holbrook	Smith Park
C. B. Carver	H. B. Holland	J. J. Patterson
Lee Clark	S. K. Holland	Geo. W. Potter
Lonnie Cooper	Ira L. Horne	W. H. Pryor
Fred H. Coots	J. C. Hutcherson	H. A. Pulliam
J. D. Cox	E. M. Johnson	Clint Raymer
J. S. Cruse	Grover C. Johnson	R. R. Rogers
J. L. Cushing	W. W. Johnson	Philip J. Ryan
C. L. Daly	D. C. Jones	C. W. Ryans
Mormon B. Daniel	Mrs. H. G. Jorris	M. G. Slusher
J. R. Dorman	W. O. Keller	W. R. Smith
E. J. Doss	J. R. Kelly	E. J. Snyder
James M. Durham	Thos. H. King	Frank L. Strange
D. E. Edwards	W. W. Leslie	J. G. Swearengin
J. O. Evans	Leon P. Lewis	Mac Swinford
D. W. Fowler	J. L. Manning	J. L. Valandingham
Otto C. Gartin	Joe Martin	Chiles Van Antwerp
R. E. Glenn	A. M. Mercer	C. D. Vincent
F. A. Gnau	H. J. Meyers	T. B. Watts
Whitsett Hall	J. S. Milliken	

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There voted in the negative—

Chas. L. Seale —1

Mr. Milliken offered the following amendment to the title of said bill, viz:

Amend the title to S. B. 154 by inserting therein, between the figures "24" and the figures "55", the figures "42" and by inserting therein, between the figures "4905" and the figures "4938," the figures "4923."

Said amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Milliken moved that the vote by which said bill was passed, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

S. B. 263. An Act directing the submission of an amendment to Section 246, of the Constitution of Kentucky, relating to the compensation of Public Officers.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There shall be submitted to the qualified voters of Kentucky, for their approval or disapproval, at the time and in the manner provided by the Constitution and the laws of this Commonwealth, the following as an amendment to the present constitution of the Commonwealth of Kentucky, to-wit:

That Section 246 of the present Constitution of the Commonwealth of Kentucky be repealed and stricken therefrom, and that in lieu thereof it shall be provided, under the same section number, as follows:

Section 246. The General Assembly shall have power and it shall be its duty to fix reasonable compensation for all public officers, and the method or methods of paying such compensation.

The provisions of this section shall be made applicable to incumbents in office at the time of the ratification of this amendment and at the time the General Assembly shall first

after its adoption fix the salaries of public officers affected thereby.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	James M. Durham	J. L. Manning
W. O. Bach	D. E. Edwards	Joe Martin
W. B. Belknap	D. W. Fowler	A. M. Mercer
T. H. Benton	Otto C. Gartin	H. J. Meyers
Shaler Berry	R. E. Glenn	J. S. Milliken
C. H. Berryman	F. A. Gnau	B. T. Morris
W. P. Bowman	Whitsett Hall	Chas. N. McCarty
D. F. Brown	Lawrence Harmon	J. L. McDavid
Geo. A. Brown	C. W. Hawkins	W. J. McGill
F. W. Bryant	J. M. Hayse	Smith Park
W. G. Buckner	H. M. Holbrook	Geo. W. Potter
S. J. Bunger	E. M. Johnson	H. A. Pulliam
W. A. Carson	Grover C. Johnson	R. R. Rogers
C. B. Carver	W. W. Johnson	C. W. Ryans
Lonnie Cooper	D. C. Jones	M. G. Slusher
J. D. Cox	Mrs. H. G. Jorris	E. J. Snyder
J. S. Cruse	W. O. Keller	J. G. Swearengin
W. J. Curtis	J. R. Kelly	Mac Swinford
J. L. Cushing	Thos. H. King	J. L. Valandingham
C. L. Daly	W. W. Leslie	Chiles Van Antwerp
E. J. Doss	Leon P. Lewis	T. B. Watts

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Those who voted in the negative were—

Lee Clark	H. B. Holland	W. H. Pryor
Mormon B. Daniel	S. K. Holland	Clint Raymer
J. O. Evans	Ira L. Horne	Frank L. Strange
J. F. Harrison	F. T. Nichols	
Goebel B. Henson	Jas. J. Peters	

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

S. B. 297. An Act providing for the working of prisoners confined in the prisons of the State, on state highways and bridges, constructed or maintained by the State Highway Commission; providing for the care, supervision, guarding, maintenance, transportation and housing of such prisoners while so engaged and for the cost and expense thereof; providing for compensation to such prisoners and their dependent families; and authorizing the State Board of Charities and Corrections to lease or purchase farm lands for the working of convicts or inmates thereon, when funds are available and have been appropriated by the Legislature therefor; and repealing chapter 34 of the Acts of the General Assembly of 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Upon a request of the State Highway Commission, the State Board of Charities and Corrections shall assign

such of the prisoners confined in the state prisons as are available for work on such roads as are constructed or maintained by or under the direction of the State Highway Commission. Such prisoners may also be employed in the manufacturing, quarrying, mining and preparation of road and bridge material to be used either by the State Highway Commission in the construction of roads and bridges or by the Board of Charities and Corrections for such other purposes as said board may determine. Such prisoners, when assigned by the Board of Charities and Corrections, for work under the direction of the Highway Commission, shall work at such place and at such times as shall be designated by the State Highway Engineer, and the work done by them on such assignment shall be performed under the direction and according to the plans and specifications of the Highway Commission. While such prisoners are engaged in work for the Highway Commission, the care, supervision, guarding, maintenance and housing, shall be under the control and direction of the Board of Charities and Corrections, provided, however, that such care, supervision, guarding, maintenance and housing, may, in the discretion of the said board, be delegated by it to some other suitable and responsible person or persons. The transportation of all prisoners, so assigned from their respective prisons to the county in which they shall be employed, shall be under the control, direction and at the expense of the Highway Commission, and such control, direction and expense shall also include the transportation of said prisoners from one county to another county when said prisoners are so removed for the purposes of employment. The cost and expense of care, guarding, supervision, maintenance and housing of said prisoners by the Board of Charities and Corrections, at the road camps, shall be paid out of the fund accruing from the hiring of such prisoners, after deducting therefrom that portion of such fund as may be set apart by this act, for the savings of said prisoners and for the relief of their dependents.

§ 2. The Board of Charities and Corrections shall prescribe such rules and regulations for the supervision, care and housing of all prisoners employed under this act at road camps, as may be necessary for the proper confinement, discipline and guarding of said prisoners while so engaged, and the same shall be exclusively within the province of the Board of Charities and Corrections to control, unless delegated to another as provided in section one of this act.

§ 3. The purchase of all necessary machinery and equipment for the construction or maintenance of roads and bridges under the direction of the State Highway Commission, and the purchasing of and payment for such material as may be required in constructing and maintaining the same with prison labor, and the purchase and maintenance of vehicles to be used in transporting said prisoners while so engaged in such work, or for the transportation of employees of the State Highway Commission and of the prisoners assigned to such work under the direction of the State Highway Commission shall be a proper charge against the State road fund when so certified by the State Highway Engineer and upon the approval of the Highway Commission, and shall be paid by the Auditor of Public Accounts in the manner now provided by law in the case of payment of other expenses of the State Highway Commission. All purchases made under the provisions of this act shall be made as now provided by law in the case of other purchases made by tht State Highway Commission.

§ 4. Whenever the State Highway Commission shall employ any prisoners under the provisions of this act, said commission shall pay therefor from the State road fund a sum of not less than two dollars per day per man for each prisoner so employed by said commission. The rate and terms of employment of each job shall be subject to agreement between the State Highway Engineer and the Commissioner of Public Institutions for and on behalf of the State Highway Commission and the State Board of Charities and Corrections, respectively. The State Highway Commission shall, at the end of

each month, certify to the State Board of Charities and Corrections and to the Auditor of Public Accounts the number of prisoners employed by them during such month, and the amount of hire with which said Board of Charities and Corrections shall be credited, in accordance with the terms of the agreement above referred to, and with which the State road fund shall be charged. All prisoners engaged in such work may be employed on an average of ten hours per day, but the number of hours per day said prisoners may be required to work in any month may vary with the season and shall be under the direction of the Commissioner of Public Institutions and the State Highway Engineer.

§ 5. The State Board of Charities and Corrections shall not work any convict outside the walls of the prison on road or bridge work who has been sentenced to life imprisonment, until he shall have actually served within the walls of the prison five years of such sentence, nor shall any convict sentenced for rape, attempted rape, detaining a woman against her will, or who has escaped or attempted to escape, or who has violated his parole, or who has been convicted and sentenced to the penitentiary more than twice, but such convicts shall serve their respective sentences within the walls of the prison; nor shall any convict be permitted to work outside of the walls of the prison in which he may be confined until he shall have served one-half of the period of his confinement before which he may be entitled to parole, except convicts having dependent families, and then only in the discretion of the board.

§ 6. The State Board of Charities and Corrections shall provide rules and regulations whereby each prisoner engaged in any kind of work shall receive a certain per cent. of his earnings, which shall not be less than twenty-five per cent. nor more than fifty per cent. per day, the amount thereof to be determined by said board, and, in determining the same, the board may take into account the record, conduct, and discipline of each prisoner, and the number and requirements of his

dependents. It shall be the duty of said board to collect information concerning the number and requirements of the dependents of said prisoners, and those with families of greatest dependency shall, in the discretion of said board, be given preference in assignment to road camps under the provisions of this act, if the record, conduct and behavior of such prisoners so warrant such preference. The rules and regulations authorized by this act may provide that in the event of any infraction of such rules or of the rules governing the discipline of such prisoners, either while confined within the walls of the prison or while engaged in employment as provided by this act outside of such prison, by any prisoner, shall work a forfeiture of the benefits provided by this section, either in whole or in part, in the discretion of the Board of Charities and Corrections, depending on the gravity of the offense and general conduct of such prisoner. At the end of each month the Board of Charities and Corrections shall certify to the Auditor the amount due each prisoner for that month and upon payment thereof the same shall be distributed in accordance with the rules and regulations provided for in this act.

§ 7. It shall be the duty of the Superintendent of each of the prisons, subject to the approval of the Board of Charities and Corrections, to classify all prisoners available for outside labor, within their charge, according to the conduct and behavior of such prisoners and their physical condition, and those coming within class A shall be assigned to labor under the direction of the State Highway Commission, and those coming within class B, by reason of physical unfitness for work upon the highways, shall within the discretion of the Board be assigned to farm or outside labor, as hereinafter provided.

§ 8. The number of prisoners eligible to employment under this act shall at no time exceed, in the aggregate, ten per cent. of the population of the prisoners in each State prison. But as between the several existing contracts for prison labor the proper authorities shall arrange the assign-

ments of the men eligible for work under this act so that the withdrawals shall be in fair proportion with reference to each of said contracts.

§ 9. Chapter 34 of the Acts of 1922 and all other acts or parts of acts in conflict with the provisions of this law are hereby repealed.

Amend S. B. 297, page 3, section 4, by inserting in line 3, page, 3, section 4, after the word "than", "one dollar per day" instead of "two dollars per day."

Said amendment was disagreed to.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	Lee Clark	R. E. Glenn
W. O. Bach	Lonnie Cooper	F. A. Gnau
J. H. Baughman	Fred H. Coots	Whitsett Hall
W. B. Belknap	J. D. Cox	Lawrence Harmon
T. H. Benton	J. S. Cruse	C. W. Hawkins
Shaler Berry	W. J. Curtis	J. M. Hayse
C. H. Berryman	J. L. Cushing	Goebel B. Henson
W. P. Bowman	C. L. Daly	H. M. Holbrook
D. F. Brown	J. R. Dorman	H. B. Holland
Geo. A. Brown	E. J. Doss	S. K. Holland
F. W. Bryant	James M. Durham	Ira L. Horne
W. G. Buckner	D. E. Edwards	J. C. Hutcherson
S. J. Bunger	J. O. Evans	E. M. Johnson
W. A. Carson	D. W. Fowler	Grover C. Johnson
C. B. Carver	Otto C. Gartin	W. W. Johnson

D. C. Jones	J. S. Milliken	H. A. Pulliam
Mrs. H. G. Jorris	B. T. Morris	Clint Raymer
W. O. Keller	L. P. Murphy	R. R. Rogers
J. R. Kelly	Chas. N. McCarty	M. G. Slusher
Thos. H. King	J. L. McDavid	W. R. Smith
W. W. Leslie	W. J. McGill	E. J. Snyder
Leon P. Lewis	F. T. Nichols	Frank L. Strange
J. L. Manning	Smith Park	J. G. Swearengin
Joe Martin	J. J. Patterson	J. L. Valandingham
Shelby Martin	Jas. J. Peters	C. D. Vincent
A. M. Mercer	Geo. W. Potter	W. S. Wallen
H. J. Meyers	W. H. Pryor	T. B. Watts

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Those who voted in the negative were—

Chas. L. Seale	Mac Swinford	Chiles Van Antwerp

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Mr. Milliken offered the following amendment to said bill, viz:

Amend the title to S. B. 297 by striking therefrom the words:

"and authorizing the State Board of Charities and Corrections to lease or purchase farm lands for the working of convicts or inmates thereon, when funds are available and have been appropriated by the Legislature therefor."

Said amendment was agreed to.

Resolved that the title thereof be as amended.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

S. B. 87. An Act to amend and re-enact Sections 4130, 4135, 4143, 4146, 4147, 4148, 4151, Subsection 2, and 4250 of the Kentucky Statutes, John D. Carroll's Edition, 1915, as amended by Chapter 108 and Chapter 121, of the 1924 Acts of the General Assembly of the Commonwealth of Kentucky, all relating to revenue and taxation.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4130, 4135, 4143, 4146, 4147, 4148, 4151 Sub-Section 2, and 4250 of the Kentucky Statutes, John D. Carroll's Edition 1915, as amended by Chapters 108 and 121 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1924, be and the same are hereby amended and re-enacted so as to read as follows, to-wit:

Section 4130. Sheriff Bond and Quietus; Qualifications of Sureties; Lien.—The Sheriff or collector shall, on or before the first day of March next succeeding his election, and on or before the said day annually thereafter, enter into bonds with surety for the faithful performance of his duties. A quietus by the auditor of public accounts, and from the fiscal court of his county for the preceding year shall be produced by each sheriff or collector to the county court on or before that day, and no tax book shall be delivered to the sheriff or collector after the first year of his term who shall fail to exhibit such quietus on or before that date. He may execute bond at any time after he receives his certificate of election up to and including the first day of March succeeding his election, and it shall be the duty of the judge of the county court to hold a court at any time the sheriff may request for that purpose.

The county judge shall judge of the sufficiency of the surety, and in no case shall sureties be taken who are not jointly worth, subject to execution after the payments of all their debts and liabilities, a sum equal to the aggregate amount of money, which may probably be received by the sheriff or collector during the year succeeding the execution of the bond. The Commonwealth, the county and taxing district shall have a lien from the date the sheriff begins to act, upon the real estate of the sheriff therein secured or afterward acquired by him, which shall not be discharged until the whole amount of money collected by the sheriff or collector, or for which he may be liable to them respectively, shall have been paid, and the same lien shall exist upon the real estate of a usurper of the office of the sheriff or collector, or a de facto sheriff or collector, or any person who may act as sheriff or collector.

Sec. 4135. Outgoing Sheriffs; to Deliver Office and Settle; Penalty.—The outgoing sheriff, as soon as his successor has been qualified and his bond approved, shall immediately vacate his office, deliver to his successor all books, papers, records and other property held by virtue of his office, and shall make a full and complete settlement of his accounts as sheriff, except that the sheriff in office to whom the clerk delivers the tax books and tax receipts, shall be required to collect and account for said taxes and all penalties and interest, and shall not be required to deliver said tax books, stubs or receipts to his successor. On the failure of any outgoing sheriff for ten days to comply with the provisions of this section, he shall be deemed guilty of a misdemeanor and, on conviction, be fined in a sum not less than fifty dollars ($50.00) nor more than five hundred dollars ($500.00), and be liable on his bond for any default.

Sec. 4143. Payment of Taxes and Reports by Sheriff; Penalty.—The sheriff or collector of revenue in each county of this Commonwealth shall on the first day of each month under oath, report to the auditor of public accounts the amount of all taxes he has collected and pay the same im-

mediately, and shall account for and pay all taxes which he has collected for the state into the state treasury by the thirty-first day of December in each year; and upon his failure to do so he and his sureties shall be liable therefor and shall be proceeded against at the first term thereafter of the Franklin Circuit Court. Any sheriff or collector who shall fail to report as herein required shall be liable to indictment in the Franklin Circuit Court, and fined not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00) for each offense, and it shall be the duty of the auditor of public accounts to report to the grand jury of Franklin county at the next term of said court after such failure to report, the name of such sheriff or collector so failing to report. The sheriff or collector shall be required by the auditor of public accounts to pay a penalty of six per centum (6%) and all taxes collected and unpaid by him on the 20th day of January in each year. The auditor of public accounts, in his settlement with the sheriff or collector, shall charge him with the penalties accruing under the provisions of this act.

Sec. 4146. Sheriff's Settlements; Exceptions to; Appeal from Judgment on.—Each sheriff or collector shall, when required by the fiscal court, settle his accounts of county or district taxes, and at the regular October term of each year the fiscal court shall appoint some competent person, other than the Commonwealth's or county attorney, to settle the accounts of the sheriff or collector of money due the county or district. The report of such settlement shall be filed in the County Clerk's office and be subject to exceptions by the sheriff or collector of county attorney who shall represent the commonwealth and county, and the county court shall try and determine such exceptions. An appeal may be prosecuted by either party from the judgment of the county court on such settlement, in the same manner as provided by law for appeals from judgments of the quarterly court, except that the county attorney shall not be required to give an appeal bond, or actions may be instituted in any court of competent jurisdiction

to correct the settlement; and the settlement, when approved, shall be recorded in the county clerk's office.

Sec. 4147. Reports to County of Taxes Collected.—The sheriff or collector of the State and county revenue of each county of this Commonwealth shall, on the first day of each month in each year, report under oath to the county court of his county, the amount of State and county taxes he has collected, together with all fines, forfeitures or money, or any other account that shall have been received or collected by him, showing in said report the amount collected for and belonging to each particular fund, for which such revenue or money may be intended, and the disposition of such revenue or money collected by him. The sheriff or collector shall be required by the fiscal court to pay a penalty of six per centum (6%) on all taxes collected and unpaid by him to the county treasurer by the 20th day of January in each year. Said report shall be filed and recorded in a separate book furnished by the county clerk for that purpose, which shall be open for inspection in the office of the county clerk. Any sheriff or collector who shall fail to report as herein required, shall be liable to indictment in the county of his residence, and fined not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00) for each offense.

Sec. 4148. Taxes When Due; Interest and Penalty.—All State, county and district taxes, except as otherwise specially provided, shall be due and payable on and after the first day of March after the assessment, and all taxpayers whose taxes are not paid on the thirty-first day of December after the same are due, shall be deemed delinquent, and such taxes shall bear interest at the rate of six per cent. (6%) per annum from the thirty-first day of December after they are due until paid; and any person or persons failing to pay their taxes by the thirty-first day of December in the year following the assessment for such taxes, shall pay a penalty of six per centum (6%) additional on the taxes due and unpaid. The sheriff or collector whose duty it is to receive or collect the taxes, shall

collect the interest and penalty and account for the same in the same way in which they are required to collect and account for the taxes.

4151-2. Land Sold for Taxes; Redemption; Possession; Clerk May Collect Delinquent Tax; Duties of County Judge; Sheriff; Clerk; County Attorney.—When real estate is sold for taxes, if no one will bid for and purchase such real estate at the amount of tax, interest, penalty and costs, including the cost for advertising and the sheriff's or collector's commission, it shall be the duty of the sheriff or collector, to purchase the same for the State, county and taxing district having taxes against the delinquent for the amount of tax due, interest, penalty, costs and commissions thereon, and he shall make return to the county clerk as provided in Sec. 40, of article 8, and the clerk shall certify same to the auditor of public accounts, and the sheriff or collector shall have credit for the amount of such tax due the State in the settlement with the auditor of public accounts. Provided, same are certified to the auditor of public accounts on or before the first day of June next year after said tax became delinquent. The owner of such real estate, his representatives, heirs or assigns, shall have the right to redeem the same from the State, county and district or any other purchaser at the time within two years after the day of sale, by paying the purchase money, with interest at the rate of ten per centum (10%) per annum, and in addition fifteen per centum (15%) penalty upon the total amount of the purchase price and the amount of all costs. The State, county and district shall have the right to possession of lands purchased by them at any time after the expiration of thirty days from the giving of the notice provided for in the next section, and the purchaser, other than the State, county or district, shall have the right to possession of the lands purchased by him at any time after the expiration of six months from the giving of the notice provided for in Sec. 31 (4153). In the redemption of lands sold to the State, county, and district for delinquent taxes at any time within the period

of two years after the sale, or until the revenue agent, under the direction of the auditor of public accounts, assumes charge of the collection by sale or otherwise, the county clerk is hereby vested with the authority to collect such delinquent taxes, interest, cost, commissions and penalties as prescribed by law, and he shall make report thereof to the auditor of public accounts, the treasurer of the county, and the proper officer of the district as often as the latter officers may require, and not less than once in every thirty days; and he shall pay into the State treasury all moneys collected by him due the State, and the county treasury all moneys due the county, and all moneys due the district to the proper officer thereof, as herein authorized, on the first day of every month and oftener if required by the auditor of public accounts or either of the other officers mentioned. Said report of the county clerk showing the name of each owner and each piece of property redeemed, the years taxes for which delinquent, the assessed valuation for the same for each year, and the total amount paid to the State, county and district for redemption shall be examined by the judge of the county court, and if found correct, certified to the auditor of public accounts, together with the total sum due the State, as shown on said report, less five per centum (5%) commission for the collection which he shall retain for his services.

Sec. 4250. Court May Correct Erroneous Assessment; Appeals.—Any person or corporation claiming to be erroneously charged with any tax upon property not owned by them, may, at any time not later than the next regular county court after they have received notice of the same, by demand made upon them to pay the tax, or for evidence in support of said compliant to the county court of the county in which the assessment was made; and if said court, after due consideration of the evidence, finds that they were not the owners of the property assessed, it may correct the same by releasing them from the payment of the tax thereon; and it shall be the duty of the court to have the property immediately listed as against

the rightful owner thereof. County courts shall have further authority, after giving notice to the sheriff and assessor, to correct any mere clerical errors in the assessment and any correction made without such notice shall be void. The right of appeal from the decision of the court as herein provided shall apply to all final orders of the court made under this section; and it shall be the duty of said court to certify its actions to the auditor of public accounts and sheriff, as provided in said preceding section. Provided, however, that no sheriff shall be entitled to receive credit under this section unless copies of the judgments are furnished to the auditor of public accounts on or before the first day of June after said judgments are entered.

§ 2. Each section of this Act shall and every part thereof is hereby declared to be an independent section and parts of sections and the holding of any section or part hereof to be void or invalid for any cause shall not affect the other sections or parts thereof.

§ 3. All acts and parts of acts in conflict herewith are to the extent of such conflict hereby repealed.

Mr. Milliken offered the following Amendment to said bill, viz.:

Amend S. B. 87 in the House by striking out of lines 37, 38, 39 and 40 of Section 1, page 2, of the printed bill, the following words: "Except that the sheriff in office to whom the clerk delivers the tax books and tax receipts shall be required to collect and account for said taxes and all penalties and interest, and shall not be required to deliver said tax books, stubs or receipts to his successor."

Said Amendment was agreed to.

Mr. Glenn offered the following amendment to said bill, viz.:

Amend S. B. 87 in the House by inserting at the end of line 110, page 5 of sec. 1 of the printed bill the following words and figures: "providing any taxpayer who pays his or her or its State, county or district taxes on or before September 1, after same becomes due in any year shall be entitled to 2% discount thereon, and the collector in case of all such payments will allow such reduction and give a receipt in full to the taxpayer."

Said Amendment was agreed to.

Mr. Daniel offered the following Amendment to said bill, viz.:

Amend S. B. 87 on page 5, Section 1, line 104, and 105 by striking out the following words, "Thirty-first day of December," and adding in lieu thereof the following, "first day of March."

Said Amendment was disagreed to.

Mr. Snyder offered the following Amendment to said bill, viz.:

Amend S. B. 87, Section 4143 and in line 63 on page 3, changing the figures, "20 of January," and in lieu thereof the figures the "5th day of February."

Said Amendment was disagreed to.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only, and passed as amended.

The yeas and nays being taken thereon in accordance with the provision of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	James M. Durham	J. S. Milliken
Wm. J. Arvin	J. O. Evans	B. T. Morris
W. O. Bach	Otto C. Gartin	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
Shaler Berry	C. W. Hawkins	J. L. McDavid
C. H. Berryman	J. M. Hayse	W. J. McGill
W. P. Bowman	H. M. Holbrook	F. T. Nichols
D. F. Brown	S. K. Holland	Caleb Page
Geo. A. Brown	Ira L. Horne	Smith Park
F. W. Bryant	E. M. Johnson	W. H. Pryor
J. R. Buckman	W. W. Johnson	Clint Raymer
W. G. Buckner	D. C. Jones	Philip J. Ryan
W. A. Carson	Mrs. H. G. Jorris	C. W. Ryans
Fred H. Coots	W. O. Keller	Chas. L. Seale
J. D. Cox	J. R. Kelly	M. G. Slusher
J. S. Cruse	W. W. Leslie	W. R. Smith
W. J. Curtis	Leon P. Lewis	E. J. Snyder
J. L. Cushing	J. L. Manning	Frank L. Strange
C. L. Daly	Joe Martin	J. G. Swearengin
J. R. Dorman	Shelby Martin	T. B. Watts
E. J. Doss	H. J. Meyers	

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Those who voted in the negative were—

T. H. Benton	Whitsett Hall	J. J. Patterson
S. J. Bunger	J. F. Harrison	Jas. J. Peters
C. B. Carver	Goebel B. Henson	Geo. W. Potter
Lee Clark	H. B. Holland	H. A. Pulliam
Mormon B. Daniel	J. C. Hutcherson	Mac Swinford
D. E. Edwards	Grover C. Johnson	Chiles Van Antwerp
D. W. Fowler	Thos. H. King	
R. E. Glenn	A. M. Mercer	

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed, as amended, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed a bill of the following title, viz.:

S. B. 432. An Act to repeal, amend and re-enact Section 108 of the Kentucky Statutes, Carroll's 1915 Edition, relating to and prohibiting partnerships between certain public officials to practice law.

Order that said bill be printed and referred to Committee on Rules.

Mr. Milliken of the Committee on Rules to which the same has been referred, reported a bill of the following title, viz.:

S. B. 432. An Act to repeal, amend and re-enact sec. 108 of the Kentucky Statutes, Carroll's 1915 Edition, relating to and prohibiting partnerships between certain public officials to practice law.

With the expression of opinion that said bill ought to pass.

Said bill was read at length the first time and ordered to be placed in the Calendar.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the day a bill entitled:

S. B. 114. An Act to amend an Act entitled "An Act concerning vacant and unappropriated lands," approved February 2, 1893, and declaring an emergency to exist.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That an act entitled "An Act concerning vacant and unappropriated lands," approved February 2, 1893, be and the same is hereby amended by adding to Section 1 thereof (Section 4702 of Kentucky Statutes) the following:

"And all that portion of the bed of the Ohio River lying north of the thread of the stream, except such portions as may be accretions to islands privately owned, is hereby declared to be vacant and unappropriated property, and same may be held, leased and used for county purposes, as hereinafter provided."

And by adding to Section 2 thereof (Section 4703 of Ky. Statutes) the following:

"And that portion of the bed of the Ohio River lying north of the thread of the stream except such portions as may be accretions to islands privately owned, is to be held and used for county purposes by the respective counties of this Commonwealth bordering on said Ohio River; and the County Court of each county may use, let or lease said river bed for county purposes, upon such terms and conditions as to it may appear to be beneficial to said county; and any contract of leasing that has been made, or that may hereafter be made, by any such County Court of such river bed for any sand and gravel rights, for or on behalf of said county, is hereby declared to convey full right and title to the lessee to the exclusive use of all sand and gravel deposits in said river bed to the extent embraced in such contract of leasing."

So that said act as amended and re-enacted shall read as follows:

§ 1. Each county in this Commonwealth shall have the right to dispose of the unappropriated lands lying therein, not otherwise provided for, in the manner hereinafter directed, and hold the proceeds for county purposes, unless the same

has been by law otherwise appropriated. And all that portion of the bed of the Ohio River, lyin gnorth of the thread of the stream, except such portions as may be accretions to islands privately owned, is hereby declared to be vacant and unappropriated property, and same may be held, leased and used for county purposes, as hereinafter provided.

§ 2. An actual settler on any vacant and unappropriated land shall have a pre-emption right to any number of acres, not exceeding one hundred, to be laid off as nearly as possible in a square, his improvements in the center. Before any other person shall locate the same, three months' notice of intention to do so must be given to the actual settler, in which notice the land intended to be taken up or appropriated must be described. If the settler shall not, within three months from giving of such notice, cause the land to be entered and surveyed preparatory to obtaining a patent for the same, then the person giving the notice may enter and survey the land and proceed to obtain the patent therefor. Any person who wishes to appropriate any vacant and unappropriated lands may on application to the county court of the county in which the same lies, and paying therefor such price as the court may allow, not less than five dollars per hundred acres, obtain an order of court authorizing him to enter and survey any number of acres of such land in the county, not more than two hundred. The party obtaining such order may, by an entry in the surveyor's book of the county, describing the same, appropriate the quantity of land it calls for in one or more parcels, as he may think proper; but no one person shall under this chapter, enter, survey, or cause to be patented, more than two hundred acres of land in any one county. All that portion of the bed of the Ohio River, lying north of the thread of the stream, except such portions as may be accretions to islands privately owned, is to be held and used for county purposes by the respective counties of this Commonwealth bordering on said Ohio River; and the county court of each county may use, let or lease said river bed for county purposes, upon such

terms and conditions as to it may appear beneficial to said county; and any contract of leasing that has been made, or that may hereafter be made, by any such county court of such river bed for any sand and gravel rights, for or on behalf of said county, is hereby declared to convey full right and title to the lessee to the exclusive use of all sand and gravel deposits in said river bed to the extent embraced in such contract of leasing.

§ 3. The surveyor shall survey the entries in the succession in point of time in which the same are made, bounding the same by plainly marked trees, stones or stakes, noting where it binds on a watercourse, or the marked line of another survey, giving names. It shall be made in the presence of two disinterested housekeepers as chain-men, whose names must be placed at the bottom of the plat and certificate. Such survey must be made within six months from and after the date of the entry. A plat and certificate of the survey must be made out by the surveyor, and recorded in his books, and the original thereof, and a copy of the order of court under which it is made must be deposited in the Registrar's Office within six months after the survey is made. A patent may issue on the survey within three months after a plat and certificate thereof and a copy of the order are filed in the Register's Office. And a plat and certificate shall be assignable, and the assignment thereon shall authorize a patent to issue thereon to the assignee; and all plats and certificates heretofore made which have been or may hereafter be assigned, and upon which a patent has not been issued, shall be received by the Registrar upon the payment of the fees, and a patent issued thereon to the assignee. When a survey has been carried into grant, the Registrar shall write across the face of the order on which the survey was made "satisfied," and sign his name thereto. The legal title of the land shall bear date from the time of making the survey. None but vacant land shall be subject to appropriation under this chapter. Every entry, survey or patent made or issued under this chapter shall be void, so far as it

embraces lands previously entered, surveyed or patented. The Registrar may receive plats and certificates of survey after the expiration of the time herein allowed for returning the same; but in such case the legal title shall take effect only from the date of the patent. No land shall be subject to appropriation under this chapter that has reverted to the Commonwealth by escheat, or has been forfeited for an omission to list the same for taxation or failing to pay the taxes thereon, or which has been once patented, and the title of the same has in any way become again vested in the Commonwealth.

§ 4. Before the surveyor of any county in this Commonwealth shall permit the entry of any land for survey and patent, and before he surveys any land for the purpose of obtaining a patent thereon, he shall require the party desiring such entry and survey made to file with him an affidavit to the effect that said land or lands have not, to the applicant's knowledge or belief, been previously entered, surveyed or patented, in whole or in part, and that the same are vacant and unappropriated lands. And said surveyor shall forward to the Registrar of the Land Office, with his plat and certificate of said lands, his own affidavit to the effect that the same have not, to the affiant's knowledge or belief, been theretofore, in whole or in part, entered or surveyed for patent or patented.

§ 5. Any person who shall knowingly enter or have surveyed for patent any land or lands which have theretofore, in whole or in part, been entered or surveyed for patent or patented; or any surveyor who shall knowingly survey or certify for patent any land or lands which have theretofore, in whole or in part, been entered or surveyed for patent or patented, shall be guilty of a misdemeanor, and shall, upon conviction, be fined not less than fifty dollars nor more than five hundred dollars for each offense.

§ 6. Whereas, many counties in this Commonwealth are losing considerable revenue by reason of various parties, firms and corporations pumping and taking sand and gravel from the bed of the Ohio River, an emergency is hereby declared to

exist and this act shall take effect from and after its approval by the Governor.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	Mormon B. Daniel	W. W. Leslie
J. H. Baughman	J. R. Dorman	Shelby Martin
T. H. Benton	E. J. Doss	A. M. Mercer
Shaler Berry	J. O. Evans	H. J. Meyers
W. P. Bowman	R. E. Glenn	J. S. Milliken
D. F. Brown	Lawrence Harmon	B. T. Morris
Geo. A. Brown	C. W. Hawkins	L. P. Murphy
F. W. Bryant	J. M. Hayse	W. J. McGill
J. R. Buckman	Goebel B. Henson	Smith Park
W. G. Buckner	H. M. Holbrook	H. A. Pulliam
W. A. Carson	H. B. Holland	Clint Raymer
Lee Clark	E. M. Johnson	R. R. Rogers
Lonnie Cooper	Grover C. Johnson	M. G. Slusher
J. D. Cox	W. W. Johnson	W. R. Smith
J. S. Cruse	D. C. Jones	C. D. Vincent
W. J. Curtis	W. O. Keller	W. S. Wallen
J. L. Cushing	J. R. Kelly	T. B. Watts

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Those who voted in the negative were—

W. O. Bach	C. B. Carver	Whitsett Hall
W. B. Belknap	James M. Durham	J. C. Hutcherson
C. H. Berryman	D. W. Fowler	Mrs. H. G. Jorris
S. J. Bunger	F. A. Gnau	Thos. H. King

Leon P. Lewis	Caleb Page	E. J. Snyder
J. L. Manning	J. J. Patterson	J. G. Swearengin
Chas. N. McCarty	Geo. W. Potter	J. L. Valandingham
F. T. Nichols	W. H. Pryor	Chiles Van Antwerp

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

S. B. 5. An Act to give to supersedeas bonds executed upon appeals to the Court of Appeals and upon appeals to the circuit court the force and effect of a judgment, and to provide a means of collection of certain costs, revenues, and fines and penalties due to the Commonwealth of Kentucky.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Every supersedeas bond or appeal and supersedeas bond executed under the provisions of sections 748 and 749 of the Civil Code of Practice and under section 349 of the Criminal Code of Practice in contemplation of an appeal to the Court of Appeals for the purpose of superseding a judgment shall have the force and effect of a judgment, upon which the clerk of the Court of Appeals shall issue execution only for the costs adjudged in the Court of Appeals in favor of the appellee and against the appellant.

§ 2. Every supersedeas bond or appeal and supersedeas bond executed under the provision of section 364 of the Criminal Code of Practice in contemplation of an appeal to a circuit court for the purpose of superseding a judgment in favor of the Commonwealth of Kentucky, and every supersedeas bond or appeal and supersedeas bond executed under the provision of section 349 of the Criminal Code of Practice in contemplation of an appeal to the Court of Appeals for the purpose of superseding a judgment of a circuit court in favor of the Commonwealth of Kentucky and upon which an appeal is taken and perfected; and every supersedeas or appeal and supersedeas bond executed under the provisions of section 349 of the Criminal Code of Practice in contemplation of an appeal to the Court of Appeals from a judgment of a circuit court in favor of the Commonwealth of Kentucky and upon which no appeal is taken or perfected within the time prescribed by law, shall have the force and effect of a judgment and, upon which bonds the clerk of the circuit court to which said appeal is taken and the clerk of the circuit court from which the appeal was taken to the Court of Appeals, shall issue executions as hereinafter directed.

§ 3. If such supersedeas or appeal and supersedeas bond be executed, said bond or a certified copy thereof shall become an indispensable part of the record in the circuit court and also in the Court of Appeals, if an appeal be taken thereto.

§ 4. If a judgment in a civil or criminal case so superseded be affirmed upon an appeal to the Court of Appeals, or if an appeal be dismissed, the clerk of the Court of Appeals, at the expiration of thirty days from the issual of the mandate therein, shall issue an execution in favor of the Commonwealth of Kentucky against the principal and surety or sureties upon such bond for all unpaid costs accruing upon such appeal in the Court of Appeals and adjudged against the appellant.

§ 5. If a judgment in a criminal case so superseded be affirmed upon an appeal to the Court of Appeals or the appeal be dismissed in the Court of Appeals, it shall be the duty of the clerk of the circuit court from which such appeal was taken, at the expiration of thirty days after the mandate of the Court of Appeals is received in the office of such clerk, to issue an execution against the principal and surety or sureties upon such supersedeas bond in favor of the Commonwealth of Kentucky for the amount of the judgment so superseded and 10 per cent. damages thereon, and for all costs in the circuit court adjudged against the appellant, and for the further sum of an amount equal to $2.00 per day for each day of imprisonment, if any, adjudged against the appellant in the circuit court in the judgment appealed from and superseded.

§ 6. If a supersedeas or appeal and supersedeas bond be executed in a circuit court or in the Court of Appeals in contemplation of an appeal to the Court of Appeals from a judgment of a circuit court in favor of the Commonwealth of Kentucky under section 349 of the Criminal Code of Practice and upon which no appeal is taken or perfected within the time provided by law, it shall be the duty of the clerk of the circuit court in which said judgment in favor of the Commonwealth was rendered, to issue an execution against the principal and surety, or sureties, upon such supersedeas bond for the amount of the judgment, costs, and damages, if any, within thirty days after the expiration of the time provided by law for perfecting such appeal, unless further time so to do has been granted by the court, and then said execution shall issue within thirty days after the expiration of said time, if no appeal be taken and perfected.

§ 7. When an appeal has been taken to a circuit court from a judgment in favor of the Commonwealth of Kentucky rendered in any court inferior to the circuit court and upon which an appeal and supersedeas bond has been executed as provided for under section 364 of the Criminal Code of Prac

tice and when judgment has been rendered in the circuit court in favor of the Commonwealth against the party taking such appeal and executing such appeal and supersedeas bond, it shall be the duty of the clerk of the circuit court to which said appeal was taken, to issue an execution against the principal and surety or sureties, upon such appeal and supersedeas bond for the amount of the judgment, costs, and damages, if any, adjudged in the circuit court to which the appeal was prosecuted and for the further sum of an amount equal to $2.00 per day for each day of imprisonment, if any, adjudged against the appellant in the circuit court to which said appeal was taken. Said execution shall be issued by the clerk of the circuit court, within ten days after the adjournment of the term of the circuit court at which said judgment was rendered, unless said judgment be appealed from and superseded within the time provided by law.

§ 8. All executions herein authorized and directed to be issued, shall be delivered by the clerk issuing same, to the sheriff of the county from which the appeal is taken and when a penalty of imprisonment is imposed by the judgment of the circuit court, the clerk of the circuit court issuing such execution, shall indorse upon such execution the following:

"Upon the production and attachment to this execution by the principal, or by a surety, upon the appeal and supersedeas bond, of a receipt of the jailer of the county showing that the appellant has surrendered himself in execution of the judgment of imprisonment, this execution shall be credited by an amount equal to $2.00 per day for each day of imprisonment imposed by the judgment."

§ 9. If any execution herein authorized to be issued be returned unsatisfied as to the whole or any part thereof, then the clerk authorized and directed by this act to issue such execution shall, upon the return of such execution unsatisfied, as to whole or any part thereof, immediately issue another execution to any county in the Commonwealth in which the principal or surety or sureties on said supersedeas bond

may reside or in which the principal or surety or sureties may have propertey subject to execution, of which fact or facts the clerk may have knowledge or information.

§ 10. It shall be the duty of the clerk of the Court of Appeals to immediately notify in writing the clerk of the circuit court from which an appeal has been taken of any extension of time granted appellant in which to perfect his appeal in all cases when the judgment appealed from is in favor of the Commonwealth of Kentucky.

§ 11. Any clerk of the Court of Appeals, or of any circuit court, who shall wilfully neglect any of the duties herein required of him, shall be liable on his official bond to the Commonwealth of Kentucky for the amount of the judgment, interest, costs, and damages, if any, to which such failure is applicable.

§ 12. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Wm. J. Arvin	J. R. Buckman	J. D. Cox
W. O. Bach	W. G. Buckner	J. S. Cruse
J. H. Baughman	S. J. Bunger	W. J. Curtis
W. B. Belknap	W. A. Carson	C. L. Daly
W. P. Bowman	C. B. Carver	Mormon B. Daniel
D. F. Brown	Lee Clark	J. R. Dorman
Geo. A. Brown	Lonnie Cooper	E. J. Doss
F. W. Bryant	Fred H. Coots	James M. Durham

D. E. Edwards	Mrs. H. G. Jorris	Smith Park
J. O. Evans	Thos. H. King	J. J. Patterson
F. A. Gnau	W. W. Leslie	Jas. J. Peters
Whitsett Hall	W. O. Keller	Geo. W. Potter
Lawrence Harmon	J. L. Manning	W. H. Pryor
C. W. Hawkins	Joe Martin	H. A. Pulliam
J. M. Hayse	Shelby Martin	R. R. Rogers
Goebel B. Henson	J. S. Milliken	M. G. Slusher
H. M. Holbrook	B. T. Morris	J. G. Swearengin
H. B. Holland	L. P. Murphy	C. D. Vincent
E. M. Johnson	Chas. N. McCarty	W. S. Wallen
Grover C. Johnson	W. J. McGill	T. B. Watts
W. W. Johnson	Caleb Page	

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up from the Orders of the Day a bill entitled:

S. B. 366. An Act relating to educational institutions not supported by State funds within the Commonwealth of Kentucky commonly known as quasi-public schools, prescribing the requirements, rules and regulations for issuing certificates to students of such institutions to teach in the public schools of Kentucky, defining the powers and duties of the State Board of Education with respect thereto, and repealing chap. 151 of the 1918 Acts of the General Assembly of Kentucky, the same being sec. 4535c-1 to 4535c-3, inclusive, of the Kentucky Statutes, Carroll's 1922 Edition.

Said bill is as follows, viz.:

Be it enacted by the Gneral Assembly of the Commonwealth of Kentucky:

§ 1. Whenever any university, college or normal school in this Commonwealth shall have a course or courses of study equivalent to any or all of the courses prescribed for the State Normal Schools and Teachers Colleges of Kentucky for either of the certificates for teaching issued to students of such schools and shall have otherwise met the terms and conditions hereinafter in this article provided, any student of such institution who shall have completed any of these courses, or the equivalent thereof as approved by the State Board of Education, and who, in addition thereto, shall have completed the residence requirements for the issuance of certificates for teaching to students of the State Normal Schools and Teachers Colleges, may by the State Board of Education be granted a certificate for teaching of the same validity and tenure as the certificates that are issued to students completing like requirements in the Kentucky State Normal Schools and Teachers Colleges.

§ 2. No institution shall be entitled to the privilege conferred by this act unless the following requirements have been fulfilled:

a. Such institutions shall be fully incorporated and the corporation shall have at least $50,000 invested and available for use in the school, or have an adequate source of income.

b. Such institution shall be a member of the Kentucky Association of Colleges and Universities, or on the list of the accredited junior colleges and secondary schools of the University of Kentucky, or eligible for membership thereon.

c. This act shall not apply to any institution supported in whole or in part by state funds.

§ 3. Chapter 151 of the 1918 Acts of the General Assembly of Kentucky (sections 4535c-1 to 4535c-3, inclusive, of the Kentucky Statutes, Carroll's 1922 edition), together with all other laws or parts of laws in conflict herewith, are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. R. Dorman	Leon P. Lewis
Wm. J. Arvin	E. J. Doss	J. L. Manning
W. O. Bach	James M. Durham	A. M. Mercer
J. H. Baughman	D. E. Edwards	J. S. Milliken
T. H. Benton	J. O. Evans	B. T. Morris
C. H. Berryman	Whitsett Hall	L. P. Murphy
W. P. Bowman	Lawrence Harmon	Chas. N. McCarty
D. F. Brown	C. W. Hawkins	J. L. McDavid
Geo. A. Brown	J. M. Hayse	W. J. McGill
F. W. Bryant	Goebel B. Henson	F. T. Nichols
W. G. Buckner	H. B. Holland	Caleb Page
S. J. Bunger	S. K. Holland	Smith Park
W. A. Carson	Ira L. Horne	J. J. Patterson
Lee Clark	J. C. Hutcherson	Geo. W. Potter
Lonnie Cooper	E. M. Johnson	W. H. Pryor
J. D. Cox	Grover C. Johnson	H. A. Pulliam
J. S. Cruse	W. W. Johnson	Chas. L. Seale
W. J. Curtis	Mrs. H. G. Jorris	E. J. Snyder
J. L. Cushing	W. O. Keller	J. G. Swearengin
C. L. Daly	Thos. H. King	J. L. Valandingham
Mormon B. Daniel	W. W. Leslie	W. S. Wallen

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed resolutions which originated in the Senate of the following titles, viz.:

S. Res. 35. Resolution for compensation for certain Senate and House employees.

Said resolution is as follows, viz.:

Concurrent Resolution for the benefit of John Maloan, Door Keeper, B. L. Cox, Door Keeper, Miss Jennie McDonald, Enrolling Clerk, Mrs. Allie Y. Phillips, Enrolling Clerk, Dave Haley, Cloak Room Keeper, E. L. Carter, Cloak Room Keeper, R. F. Hamilton, Cloak Room Keeper, W. B. Bush, Sgt. at Arms, C. W. Longmire, Sgt. at Arms, Jack Barton, Janitor, Lonnie Smith, Janitor, Allen Lee, Page, Herbert Lee Duncan, Page, John M. Thurmond, Page, Imogine Wallen, Page, Virginia Strange, Page, James Triplett, Page, and Robert Holland, Page.

Whereas, the above named employees are now serving at their respective stations at an insufficient salary, and said salary is not enough and in keeping with salaries paid other parties for similar services,

Be it Resolved by the Senate, The House of Representatives Concurring Therein—

That the said John Maloan, Door Keeper and B. L. Cox, Door Keeper, be allowed the sum of $2.00 per day each in addition to what they now receive for their services, as above set out, and,

Whereas, Miss Jennie McDonald and Mrs. Allie Y. Phillips are now serving as Enrolling Clerks at a salary of $6.00 per day and that they be allowed the sum of $2.00 per day each in addition to what they now receive, and

Whereas, Dave Haley, E. L. Carter and R. F. Hamilton, Cloak Room Keepers, are now serving at a salary of $3.00 per

day and that they each be allowed the sum of $3.00 per day in addition to what they now receive, and,

Whereas, W. B. Bush and C. W. Longmire are now serving as Sergeants at Arms for the salary of $5.00 per day and that they be allowed the sum of $2.00 per day, each, in addition to what they now receive, and,

Whereas, Jack Barton, and Lonnie Smith, Janitors, are now receiving the salary of $4.00 per day and that they be allowed the sum of $2.00 per day, each, in addition to what they now receive, and,

Whereas, Allen Lee, Herbert Lee Duncan, John M. Thurmond, Imogine Wallen, Virginia Strange, James Triplett and Robert Holland, are serving as Pages at $2.50 per day and that said Pages be allowed the sum of $1.00, each, in addition to what they are now receiving for their services.

All of said amounts to be paid by the Treasurer on warrant drawn on him by the Auditor of Public Accounts out of any funds not otherwise appropriated.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Belknap	Lonnie Cooper	R. E. Glenn
T. H. Benton	Fred H. Coots	F. A. Gnau
Shaler Berry	J. D. Cox	Lawrence Harmon
C. H. Berryman	J. S. Cruse	C. W. Hawkins
W. P. Bowman	W. J. Curtis	Goebel B. Henson
D. F. Brown	J. L. Cushing	H. M. Holbrook
F. W. Bryant	C. L. Daly	H. B. Holland
J. R. Buckman	Mormon B. Daniel	S. K. Holland
W. G. Buckner	E. J. Doss	E. M. Johnson
S. J. Bunger	D. E. Edwards	Grover C. Johnson
W. A. Carson	D. W. Fowler	W. W. Johnson
Lee Clark	Otto C. Gartin	D. C. Jones

Mrs. H. G. Jorris	J. S. Milliken	R. R. Rogers
W. O. Keller	B. T. Morris	C. W. Ryans
J. R. Kelly	L. P. Murphy	M. G. Slusher
Thos. H. King	W. J. McGill	E. J. Snyder
W. W. Leslie	F. T. Nichols	Frank L. Strange
J. L. Manning	Caleb Page	J. G. Swearengin
Joe Martin	Smith Park	J. L. Valandingham
Shelby Martin	Geo. W. Potter	W. S. Wallen
A. M. Mercer	W. H. Pryor	T. B. Watts

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Those who voted in the negative were—

W. O. Bach	J. F. Harrison	Jas. J. Peters
J. H. Baughman	Ira L. Horne	H. A. Pulliam
J. O. Evans	Leon P. Lewis	Mac Swinford
Whitsett Hall	J. J. Patterson	Chiles Van Antwerp

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Mr. Milliken moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Also

S. Res. 36. Resolution for the benefit of certain employes of the House and Senate.

Said resolution is as follows, viz.:

Joint Resolution for the benefit of the following: Mary Molloy, Mrs. Elizabeth Lyons, Pres Blackburn, Mrs. E. C. Pebbles, Peter Welsh, F. Boone Rapier, A. E. Hickey, E. B. Roberts, W. Kelly, Hazel Garner, Mary Hoge Walker, Magdelene Willett, Jane Adams Waddle, Mrs. J. A. Kaltenbrun, Mrs. Margaret B. Noe, Mrs. Hallie M. Brown, L. D. Bax, Jr., Den-

nie Morris, Cecil Sparks, G. W. G. Peel, Martha Dawson, Calvert Toole and Carl Beeler.

Whereas, the above named employees are now serving at their respective stations at the following salaries:

Mary Molloy, Stenographer	$8.00	per	day
Mrs. Elizabeth Lyons	8.00	"	"
Pres Blackburn	5.00	"	"
Mrs. E. C. Pebbles, Asst. Enrolling Clerk	5.00	"	"
Peter Walsh, Asst. Serg. at Arms	5.00	"	"
F. Boone Rapier, Asst. Door Keeper	5.00	"	"
A. E. Hickey, Asst. Cloak Room Keeper	5.00	"	"
E. B. Roberts, Page	3.00	"	"
W. W. Kelly, Page	3.00	"	"
Hazel Garner, Page	3.00	"	"
Mary Hoge Walker, Page	3.00	"	"
Magdeline Willett, Stenographer	8.00	"	"
Jane Adams Waddell, Stenographer	8.00	"	"
Mrs. J. A. Kaltenbrun, Asst. Enrolling Clerk	6.00	"	"
Mrs. Margaret B. Noe, Asst. Enrolling Clerk	6.00	"	"
Mrs. Hallie M. Brown, Copist to Clerk	6.00	"	"
L. D. Bax, Jr., Asst. Door Keeper	5.00	"	"
Dennie Morris, Asst. Door Keeper	5.00	"	"
Cecil Sparks, Asst. Door Keeper	5.00	"	"
G. W. G. Peel, Asst. Door Keeper	5.00	"	"
Martha Dawson, Page	2.50	"	"
Martha Dawson, Page	2.50	"	"
Calvert Poole, Asst. Cloak Room Keeper	5.00	"	"
Carl Beeler, Mail Clerk	5.00	"	"

Be it resolved by the Senate, the House of Representatives concurring, that the said:

Mary Molloy, Mrs. Elizabeth Lyons, Pres Blackburn, Mrs. E. C. Pebbles, Peter Welsh, F. Boone Rapier, A. E. Hickey, Magdelene Willett, Jane Adams Waddell, Mrs. J. A. Kaltenbrun, Mrs. Margaret B. Nooe, Mrs. Hallie M. Brown, L. D. Bax, Jr., Dennie Morris, Cecil Sparks, G. W. G. Peel, Carl

Beeler, be allowed the sum of two dollars ($2.00) per day and the following:

Hazel Garner, E. B. Roberts, W. W. Kelley, Mary Hoge Walker, Martha Dawson, Calvert Toole, be allowed the sum of one dollar ($1.00) per day in addition to what they receive set out above.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Wm. J. Arvin	J. M. Hayse	B. T. Morris
Shaler Berry	Goebel B. Henson	L. P. Murphy
W. P. Bowman	H. M. Holbrook	W. J. McGill
D. F. Brown	H. B. Holland	Caleb Page
F. W. Bryant	S. K. Holland	Geo. W. Potter
J. R. Buckman	E. M. Johnson	W. H. Pryor
W. G. Buckner	W. W. Johnson	R. R. Rogers
W. A. Carson	D. C. Jones	C. W. Ryans
Lee Clark	Mrs. H. G. Jorris	Chas. L. Seale
J. D. Cox	W. O. Keller	M. G. Slusher
W. J. Curtis	J. R. Kelly	W. R. Smith
J. L. Cushing	Thos. H. King	E. J. Snyder
C. L. Daly	W. W. Leslie	Frank L. Strange
J. R. Dorman	J. L. Manning	J. G. Swearengin
Otto C. Gartin	Joe Martin	C. D. Vincent
R. E. Glenn	Shelby Martin	W. S. Wallen
F. A. Gnau	A. M. Mercer	T. B. Watts
Lawrence Harmon	H. J. Meyers	
C. W. Hawkins	J. S. Milliken	

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Those who voted in the negative were—

W. O. Bach	Fred H. Coots	D. E. Edwards
J. H. Baughman	Mormon B. Daniel	J. O. Evans
W. B. Belknap	E. J. Doss	Whitsett Hall

J. F. Harrison	Chas. N. McCarty	H. A. Pulliam
Ira L. Horne	Smith Park	Mac Swinford
J. C. Hutcherson	J. J. Patterson	J. L. Valandingham
Leon P. Lewis	Jas. J. Peters	Chiles Van Antwerp

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Mr. Mililken moved that the vote by which said resolutions were passed, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

S. B. 43. An Act relating to the fiscal administration of counties; providing for a uniform budget system in each county of the Commonwealth of Kentucky, for the administration of the fiscal affairs of counties; prescribing the duties of the county judge, county court clerk, county treasurer, county attorney, and other officers with reference thereto; creating a county budget commission, and prescribing its duties; amending Sections 929, 934 of Kentucky Statutes 1915, Carroll's Edition, as amended by Sections 929 and 934 of Chapter 153 of Acts of 1920, session of the General Assembly of the Commonwealth of Kentucky, 935, and 1838, Kentucky Statutes, 1915, Carroll's Edition; and repealing Section 938 Kentucky Statutes 1915, Carroll's Edition, and Section 1840A, Kentucky Statutes, 1915, Carroll's Edition; as amended by Section 1 of Chapter 67 of Acts of 1916, session of General Assembly of Commonwealth of Kentucky; providing for the compensation of county treasurer, and the designating by the fiscal court of depositories for county funds and the fixing of interest rates to be charged by the county; providing for publicity of public expenditures; and providing for penalties for the violation of any of the provisions of this act.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The fiscal affairs of each county of the Commonwealth of Kentucky shall be administered by the fiscal court under a uniform budget system. The county budget shall provide for all the funds to be expended by the county from current revenues for each fiscal year.

All funds of the county provided by bond issues shall be appropriated and accounted for under the provisions of this act.

§ 2. There is hereby created in each county of the Commonwealth of Kentucky a county budget commission. The county budget commission shall be composed of the county judge, who by virtue of his office shall be chairman of the commission, and two members to be appointed by the county judge, by an order entered on the county court order book. The county treasurer shall by virtue of his office be the secretary of said commission. The appointive members of the county budget commission shall be at least thirty years of age, citizens, residents and taxpayers of the county, and they shall hold their respective offices for a term of four years, from and after the first Monday in January, 1926, and until their successors shall have been appointed and qualified. The appointive members of the county budget commission shall take the oath of office as required by law for other county officials before entering upon the discharge of their official duties. A vacancy on said commission by resignation, removal from the county, or otherwise, shall be filled by the county judge. The appointive members of the county budget commission shall serve without compensation; and the county judge and county treasurer shall not be allowed any additional compensation for their services as members of said commission.

The county judge shall have the right to remove from office an appointive member of the county budget commission at any time for cause.

§ 3. In the classification of county expenditures each separate activity of the county for which county funds from current revenues are to be expended by the fiscal court shall be construed to constitute a separate budget unit. If any budget unit includes more than one class of expenditures the said budget unit shall be subdivided into budget funds so that the cost of each separate class of expenditures of the county can be ascertained. The funds set apart in the county budget for a budget unit, or any subdivision thereof, shall be construed to constitute a separate budget fund, and shall be appropriated and accounted for separately.

It shall be the duty of the budget commission of the state to furnish to each county budget commission the form of a properly drawn county budget provided for under the provisions of this act; and the forms of county budgets so furnished each of the county budget commissions shall be uniform. The budget commission of the state is given the power and authority to approve all county budgets as to form and arrangement of budget units, and all subdivisions thereof. This authority is vested in the budget commission of the state for the sole and exclusive purpose of establishing and maintaining in each county of the Commonwealth of Kentucky a uniform budget system, so that the costs of each separate activity of county government can be ascertained for the information of the people of the state.

The county budget shall have a fund to be known as the "General Expense Fund" out of which the emergency expenses of the county can be paid. If the county has a bonded indebtedness the county budget shall have a fund to be known as the "Sinking Fund," out of which the bonded indebtedness, including interest thereon, shall be paid. If the county has a floating indebtedness evidenced by county warrants or contracts of the county, the county budget shall have a fund to be known as the "Sinking Fund to Pay Floating Indebtedness," and said indebtedness shall be paid off and discharged from said fund. The county budget shall provide for a bud-

get fund to be known as the "Interest Fund," for the payment of the interest on all interest-bearing county warrants.

§ 4. The county budget commission shall have the county budget prepared, and they shall file said county budget as proposed by them, together with an itemized county levy, proposed by them, to raise each separate budget fund, provided for in the county budget, in the office of the county court clerk not less than thirty (30) days nor more than thirty-five (35) days prior to the time the county levy is to be made by the fiscal court for the next fiscal year, to raise the funds provided for in the budget as adopted by the fiscal court.

The county budget commission in the preparation of the county budget shall use the form of the county budget furnished to them by the budget commission of the state, and the county budget commission shall have no power or authority to make any change in the form of the county budget so furnished them by the budget commission of the state, or the arrangements of any budget units, or subdivisions thereof.

The county budget commission may adjourn from time to time until the county budget has been completed and may hold such hearings as they may deem necessary in the preparation of the county budget. Their preparation of the county budget, however, being limited to proposing to the fiscal court the sums of money to be expended by the county under the county budget for the next fiscal year.

The county budget commission shall also as a part of their duties, prepare for the fiscal court an itemized county levy to raise each separate budget fund provided in the county budget prepared by them, which shall be filed with the clerk of the county court at the time the county budget is filed.

The county budget commission shall also prepare and file with the fiscal court on the first day of the term at which the county budget and county levy is to be considered by them, a written statement explaining their reasons for providing the budget funds provided by them in the county budget, together with all data and records showing the resources of the

county and its needs, considered by them in the preparation of the county budget, for the information of the fiscal court in the consideration of the county budget and the county levy.

§ 5. The county clerk shall immediately upon the filing in his office of the proposed county budget and itemized county levy, by the county budget commission, endorse the same filed in his official capacity, and shall thereupon immediately record the same upon the fiscal court order book. The county court clerk shall then copy said proposed county budget, and proposed itemized county levy, and cause a certified copy of each to be printed in a newspaper published in the county having the largest circulation once a week for a period of two weeks, before the time fixed to adopt a county budget and a county levy for the next fiscal year, for the information of the people of the county. If no newspaper is published in the county, the county court clerk shall cause same to be printed in a newspaper having general circulation in the county, and by posting typewritten or printed copies thereof on the courthouse door and at least five other places in the county for a period of two weeks prior to the time the county levy is to be made and the county budget adopted.

The county court clerk shall also transmit a certified copy of the proposed county budget to the budget commission of the state for their approval, and if approved in form the budget commission of the state shall so advise the county court clerk that the proposed budget is in proper form, and if upon examination, the county budget is not in proper form the same shall be properly arranged as to form by the budget commission of the state and transmitted to the county court clerk of the county from which said county budget was received.

§ 6. The fiscal court of the county shall meet at the time fixed for the adoption of a county budget, and make the county levy for the next fiscal year, and shall proceed to consider the county budget and itemized county levy proposed by them to them by the county budget commission. At this meeting the fiscal court shall hold such hearings as they may deem proper in determining the financial resources of the county and its

needs, and may require the members of the county budget commission to appear before them for explanations of budget funds provided in the proposed county budget, and it shall be the duty of the members of the county budget commission to explain each budget fund and the reasons for providing for same and give the fiscal court such information they have as to the financial resources of the county and needs for the expenditure of each budget fund by the county provided for in the county budget. The fiscal court shall also hear the protests or suggestions any taxpayer of the county desires to make with reference to the budget.

The fiscal court shall adopt a county budget providing a budget fund for each activity of the county. They may adopt the county budget as proposed by the county budget commission, or they may add to or deduct from the funds provided for therein in their discretion, and may eliminate a budget fund or funds, or they may provide for other budget funds for other activities of the county. The fiscal court shall have no power or authority to make any change in the form of the budget or any budget unit or subdivision thereof. The county budget adopted by the fiscal court shall be in form as approved by the budget commission of the state.

The county budget as adopted by the fiscal court shall provide for all funds to be expended by the county from current revenues for the fiscal year for which the county budget is adopted, and any appropriation by the fiscal court in excess of any budget fund shall be null and void, and shall be construed to be a violation of the provisions of this act by each member of the fiscal court so voting for said illegal appropriation.

§ 6. The fiscal court in allowing claims shall designate in the order making the appropriation the budget fund from which it is to be paid, and shall by said order direct the clerk of the county court to issue a warrant for same, to the person to whom the appropriation is made, payable out of the budget fund named in the order of appropriation.

The fiscal court shall have no power or authority to transfer one budget fund to another, except in case of an emergency or as provided for in section 20 of this Act. Each budget fund shall be appropriated and accounted for separately, and shall be treated and construed to constitute a separate county fund.

§ 7. The fiscal court shall at its first meeting in each fiscal year enter an order in the order book of said court, appropriating the entire budget fund set apart to pay interest on interest-bearing county warrants, and said order of appropriation shall direct the clerk of the county court to issue county warrants under the authority of this appropriation to pay the accrued interest on interest-bearing county warrants on a certificate of the county treasurer as same become due and payable. The said clerk shall issue a separate warrant for the accrued interest on each separate interest-bearing county warrant.

§ 8. The county court clerk of each county of the Commonwealth shall keep in his office a record book of the fiscal court to be known as the "Fiscal Court Claim Book."

All persons, firms or corporations, having claims against the county, except claims for interest or principal on bonded indebtedness of the county, and for expenses incurred in holding regular or primary election, including pay of election officers, shall make proof of their said claims against the county, attaching thereto an itemized statement of the claim, or incorporating therein an itemized statement thereof, and setting forth the consideration the county has received and the manner in which the county is liable for the claim. Said proof of claim shall be signed and sworn to by the person making same, or his or its duly authorized agent. The claim properly proven shall be filed with the clerk of the county court, and the clerk shall endorse thereon the date of filing and sign said endorsement in his official capacity.

The county clerk shall thereupon list the name of claimant, date of filing and total amount of said claim in the "Fiscal

Court Claim Book'' and properly index the same. All claims shall be numbered by the clerk consecutively in the order in which they are filed in his office, and the number of the claim shall be recorded with the listing of claim as a part thereof.

The fiscal court shall have no power to allow any claim for a period of thirty (30) days from the date of the filing of claim in the county clerk's office, with the exception of claims for salary of county officials, per diem of members of the fiscal court, for services rendered by county officials, and claims growing out of written contracts and claims under force account work, contracted by and performed under the direction and supervision of the County Road Engineer, as provided by law, after due advertisement for bids on any work, and no bids have been received or all bids have been rejected by the fiscal court.

It shall be the duty of the county court clerk to call the attention of the county attorney to the filing of claims against the county in his office, and the county attorney is required as a part of the duties of his office to examine each of the claims so filed, and to file exceptions to any and all claims which are not valid obligations of the county.

§ 9. The county treasurer shall by virtue of his office be the exclusive custodian of all county funds from whatsoever source they may be received. He shall also be the exclusive checking agent of the county and no bank or trust company in which county funds may be deposited shall honor a check on county funds unless the same is signed by the county treasurer in his official capacity. All county funds shall be deposited in bank in the name of the county subject to be checked out by the county treasurer.

§ 10. That section nine hundred and thirty-five (935), Kentucky Statutes, 1915, Carroll's edition, be and the same is hereby amended and said section as amended shall read as follows:

The books of the county treasurer shall at all times be open to inspection of the fiscal court or any member thereof,

and shall be public records and open to inspection at all reasonable times by any taxpayer of the county.

The county treasurer of each county shall keep a set of books of accounts of the financial transactions of the county to be provided for under the provisions of the uniform accounting law of this state providing for uniform accounting in state and county government.

The county treasurer shall at the beginning of each fiscal year credit on the budget ledger kept by him each budget fund provided for in the county budget for that fiscal year, and he shall account for each budget fund separately.

The county treasurer shall at each regular and special meeting of the fiscal court, with the exception of the first meeting thereof, in ecah fiscal year, on the first day of said fiscal court, file with said court a financial statement showing the balance in each budget fund as appears from his budget ledger. This financial statement shall be signed by the county treasurer in his official capacity, and the said statement shall be recorded upon the fiscal court order book as a part of the proceedings of said court at the term which said statement is filed.

§ 11. The county treasurer shall sign all county warrants issued by the county court clerk and enter the warrant on his budget ledger as a charge against the budget fund out of which the warrant is payable, if there is a sufficient balance in said budget fund out of which it is payable to pay the same. No county warrant issued by the county court clerk shall be valid unless signed by the county treasurer as provided for under the provisions of this act.

§ 12. The county clerk shall immediately after the adjournment of any regular or special term of the fiscal court issue county warrants to cover all appropriations made by the fiscal court to the persons named in said appropriations. The county court clerk shall designate in said county warrant the budget fund from which the warrant is payable, together with the number of the claim, and the page of the claim book in

which same is recorded, if the appropriation is for a claim required to be recorded. At the time the county court clerk issues county warrants on appropriations made by the fiscal court he shall enter on the margin of the claim, for which the appropriation was made, on the claim book where same is recorded, if a recordable claim, the date of the county warrant, serial number, to whom issued, and amount thereof issued in payment of the claim.

A county warrant shall not be construed to have been legally issued until the warrant has been signed by the county treasurer. After the county court clerk has issued all county warrants he has been directed to issue by appropriations of the fiscal court, he shall then immediately deliver his county warrant book to the county treasurer.

§ 13. The county treasurer shall, upon the delivery to him by the county clerk of the county warrant book, verify each county warrant issued by the county court clerk by checking the county warrant with the claim and appropriation.

The county warrant shall have printed thereon in the proper place the following: "Approved and entered .....
....." County Treasurer.
and the county treasurer shall sign each warrant when he has determined that there is sufficient funds in the budget fund out of which it is payable to pay the same, shall then charge said warrant to the budget fund out of which it is payable. The county treasurer shall show on his budget ledger by said entry of warrants as a charge against budget funds the date of the county warrant, its serial number, to whom issued, and the amount thereof, and said budget ledger shall be prepared in form to meet these requirements, and the word "Ledger" when used in this act in connection with a charge against a budget fund shall be construed to mean the budget ledger to be kept by the county treasurer.

If the county treasurer finds upon examination of his ledger that the balance in any budget fund or funds is insufficient to pay any county warrant or warrants, issued by the county

court clerk, he shall refuse to sign said warrant or warrants and endorse across the face of each of said warrants in red ink the following, "Void for want of funds," and sign said endorsement in his official capacity.

The county treasurer shall be liable on his official bond for the amount of any county warrant approved and signed by him as provided for in this act, if there is insufficient funds to pay said county warrant in the budget fund out of which the county warrant is payable, and any county warrant so illegally signed by the county treasurer shall not be a valid obligation of the county.

The county treasurer shall return the county warrant book to the county court clerk after he has signed and entered the county warrants issued by the clerk, or marked the county warrant or warrants so issued void, as provided for under the provisions of this act.

The county court clerk shall upon demand after the county warrant book has been returned to him by the county treasurer deliver the county warrants to the persons entitled to receive said county warrants.

§ 14. The county treasurer shall issue his check in payment of all warrants presented for payment, if, at the time a county warrant is presented for payment, he has sufficient money on hand belonging to the budget fund out of which the county warrant is payable.

If the county treasurer shall have insufficient funds on hand, belonging to any budget fund out of which county warat the time the county warrant is presented for payment rants are payable, at the time the county warrant is presented for payment, the county treasurer shall fill in the following which shall be printed on all county warrants in the proper place, to-wit: "Due and payable on or before ..... day of ....., 19....., with interest at five per cent per annum from this date until paid. Negotiable and payable at .....

....., Kentucky. Subject to call for payment on notice.
This ..... day of ....., 19..... .....
County Treasurer."

All county warrants to be payable at the office of the county treasurer or such depository at the county seat, as provided for by the county treasurer, when he fills in said blanks and makes the county warrant interest-bearing at the rate of five per cent (5%) per annum from date said warrant is made interest-bearing until paid.

The due date in each interest-bearing county warrant shall be fixed by the county treasurer from his knowledge of the accrual of current revenues for the fiscal year, and if to be paid from funds derived from other sources, from his knowledge when said funds may be expected to be received by the county.

§ 15. The county treasurer shall keep in his office a record book to be known as the "Interest-bearing warrant record," which record shall be provided for under the provisions of the uniform accounting law of the state. The county treasurer shall enter all interest-bearing county warrants upon this record before they are delivered to the person entitled thereto, and shall be entered upon said record under a heading which shows the budget fund from which the county warrants so entered are payable. The record shall show the date of each county warrant so entered, serial number, amount, and to whom payable, and the due date of the warrant. As interest-bearing warrants are paid by the county treasurer, each county warrant so paid, shall be stamped "Paid" by the county treasurer with a stamp that cuts holes through the warrant in stamping the word "Paid" thereon; and the county treasurer shall thereupon enter on said record the date of payment of the warrant, to whom paid, and the amount paid. He shall stamp "paid" county warrants paid by him, that have not been made interest-bearing, the same as interest-bearing county warrants, and said warrants shall be filed as a part of the records of his office.

§ 16. If interest-bearing county warrants become due and payable before the county treasurer has sufficient funds in his hands belonging to the budget fund or funds out of which the warrants are payable, he shall certify said fact to the county court clerk. Said certificate of the county treasurer to the county court clerk may include as many interest-bearing county warrants as the county treasurer is going to be unable to pay at maturity, and said certificate shall give the date, serial number, amount, to whom issued, and to whom payable, if the county warrant has been transferred, together with the amount of interest due on each separate county warrant. This certificate shall be signed by the county treasurer in his official capacity.

The county court clerk shall immediately upon the filing of said certificate of the county treasurer in his office endorse the date of filing thereon and sign said endorsement in his official capactiy. The county court clerk shall number said certificate, as claims are required to be numbered, and record the same upon the claim book and properly index same.

The county court clerk shall issue renewal warrants as of the date the warrants renewed are due and payable, and said renewal warrants shall be payable out of the same budget fund that the warrant of which it is a renewal, was payable and the budget fund shall be designated in the face of the renewal warrant. The county court clerk shall issue said renewal warrant, from the same county warrant book, from which the original warrant was issued, and shall endorse thereon the following: "Renewal of county warrant No. ———." All interest-bearing county warrants renewed under the provisions of this act shall be surrendered to the county treasurer before he delivers the renewal warrant to the person entitled thereto, and said interest-bearing county warrant so renewed shall be stampd by the county treasurer with the word "renewed" that cuts holes through the warrant, and the warrant so renewed shall be filed as a part of the records of his office.

The county court clerk shall issue the renewal warrant to the person entitled thereto as shown by the certificate of the county treasurer.

The county court clerk shall issue a county warrant for each separate interest item due and payable as shown by the certificate of the county treasurer to the person entitled thereto. A county warrant for interest shall only include one county warrant. The interest warrants shall be payable out of the budget fund known as the "Interest fund" and the county court clerk shall designate in each warrant, for interest, that it is payable out of the interest fund.

The county court clerk shall deliver the county warrant book to the county treasurer after he has issued the warrants required by the certificate of the county treasurer as aforesaid; and the county treasurer shall sign said warrants, and fill in due dates and the place where payable, and sign the form, provided therefor, to make it interest-bearing.

He shall draw his check in payment of the interest warrants, if he has sufficient funds on hand belonging to the budget fund known as the interest fund, from which to pay said warrants for interest, and if he does not have sufficient funds to pay said warrants, for interest, he shall make them interest-bearing, as other warrants are made interest-bearing.

§ 17. All county warrants issued under the provisions of this act shall be subject to call for payment by the county treasurer, when he has sufficient funds on hand in any budget fund to pay outstanding county warrants issued and charged to that budget fund, or funds. The county treasurer shall make a call for payment of interest-bearing county warrants by serial number in the order in which they were issued, which interest-bearing warrants, in the aggregate, do not exceed the amount of money on hand in the budget funds, from which the warrants called for payment are payable. The call of the county treasurer shall be published in a newspaper published in the county once a week for a period of two weeks, or

by giving the holders of the warrants he desires to pay written notice of the call, in his discretion. No interest-bearing county warrant, so called for payment, shall bear interest after the expiration of ten (10) days, after publication of said notice, or said written notice has been given to the holder or holders of said warrants.

§ 18. The county treasurer shall upon receiving county revenues from the sheriff, or tax collector, for the county, distribute the money so received to the proper budget funds. This record book of the county treasurer shall be provided for under the provisions of the uniform accounting law of the Commonwealth.

§ 19. All contracts of the fiscal court entered into for and on behalf of the county for the expenditure of county funds provided for in the county budget, shall contain a provision that the contract shall not be deemed an obligation of the county to pay the sums stipulated in the contract, until the contract has been submitted to the county treasurer, so that the county treasurer can determine from his ledger whether the budget fund out of which the sums are to be expended under the contract are within the budget fund out of which they are payable. If the county treasurer determines from an examination of his ledger, that the sum proposed to be expended under the contract, is within the budget funds out of which it is payable, then he shall enter the sum, to be expended under said contract, on his budget ledger as a charge against the budget fund out of which it is to be paid; and shall thereupon attach a certificate to said contract, showing that the sum proposed to be expended is within the budget fund from which it is to be paid, and sign said certificate in his official capacity.

If the budget fund, out of which the sum to be expended under the contract, be insufficient to pay the sum proposed to be expended under the contract, the county treasurer shall refuse to sign said certificate, and shall write across the face of

the contract in red ink the following words: "Void for want of funds" and sign said endorsement in his official capacity.

All contracts, entered into by the fiscal court on behalf of the county, containing an estimated cost of the work to be done under the contract, and containing a provision that a unit price fixed in the contract shall control, shall in addition to the provision with reference to the certificate of the county treasurer, as provided for in this section, provide that the estimate, named in the face of the contract, shall not be construed to be an obligation of the county to pay any sum in excess of the estimated cost set out in the contract; and said contract shall contain a further provision, in which the contractor grants to the county the option and privilege under said option, to exercise said option, and require the contractor, to enter into a new contract with the county for the completion of any unfinished work left remaining, after the estimated cost has been consumed by payments under the contract based on unit cost, at the same unit cost, and under the same terms and conditions, as contained in the original contract.

All contracts of the county as provided for under this section shall be void unless the certificate of the county treasurer is attached thereto certifying that the funds to be expended under the contract are within the budget fund out of which same is payable.

§ 20. At the close of each fiscal year the fiscal court shall use any surplus fund or funds remaining in any budget funds to pay deficits, if any, in any budget fund or funds.

All deficits remaining in any budget fund, if any, after the surplus has been applied thereto, shall be carried over into the next fiscal year, and provided for in the county budget for the next fiscal year.

The deficit referred to in this section shall be construed to be a deficit in a budget fund or funds, caused by the failure of current revenues to raise the budget fund or funds, in which said deficit may occur.

§ 21. All books, receipts, blanks, records, county warrant book, and forms, required to be used by the county treasurer, county court clerk, or other official in the administration of the county under the provisions of this act, shall be formulated under the provisions of the uniform accounting law and other laws of the Commonwealth, and shall be provided for the officials of the county required to administer the fiscal affairs of the county under this act, and shall be uniform in each county of the Commonwealth.

It shall be the duty of the State Inspector and Examiner to install in each county of the Commonwealth a uniform system of accounting and bookkeeping in the administration of the fiscal affairs of the county.

§ 22. That sections nine hundred and thirty-eight (938) and eighteen hundred and forty-a (1840a), Kentucky Statutes, 1915, Carroll's edition, as amended by Section 1 of Chapter 67 of the Acts of 1916 Session of the General Assembly of the Commonwealth of Kentucky be and each of said sections are hereby repealed.

§ 23. The county treasurer shall, on or before the first day of April after the close of each fiscal year, make off a financial statement as of December 31st, showing in detail receipts and disbursements of county funds, and in said statement account for each budget fund separately. The county treasurer shall file a copy of said statement with the county court clerk of the county, and same shall be recorded by the clerk upon the fiscal court settlement book to be provided for recordation of annual settlements with the county treasurer and his annual financial statement of the fiscal affairs of the county; another copy shall be filed by the county treasurer with the State Inspector and Examiner of the Commonwealth of Kentucky, and the County Treasurer shall cause the said financial statement to be printed in a newspaper having the largest circulation published in the county, in one issue thereof, and if no newspaper is published in the county, by posting typewritten copies thereof on the Courthouse door

and at five other public places in the county. The cost of printing the proposed budget and county levy and financial statement shall be paid by the county as other claims are paid.

§ 24. That section nine hundred and twenty-nine (929), Kentucky Statutes, 1915, Carroll's edition, as amended by Chapter one hundred and fifty-three (153) of the Acts of 1920 Session General Assembly of the Commonwealth of Kentucky be and the same is amended, and as amended shall read as follows:

The county treasurer shall be appointed by the fiscal court of the county at the regular April term one thousand nine hundred and thirteen (1913) of said court held for the county, and at said April term of said court every four years thereafter, and the county treasurer so elected shall hold his office for a term of four years, and until his successor is elected and qualified. A majority of all of the members of said fiscal court shall be necessary to select a county treasurer. If for any reason the county treasurer is not selected at the April term as provided for herein, it shall be the duty of the county judge to call said fiscal court to meet immediately after the adjournment of said term on a day to be fixed by order entered on the order book of the court and said meeting shall be held within two weeks after the adjournment of the said April term. No person shall be appointed county treasurer, unless at the time of his appointment he is a citizen of Kentucky, has attained the age of twenty-five (25) years, and has been for two years next preceding his appointment a resident of the county for which he is appointed. Before entering upon the duties of his office as such county treasurer, he shall take the oath of office prescribed by section 228 of the Constitution, before the fiscal court, and execute the bond as required by law for the faithful performance of his duties as county treasurer. The fiscal court may remove said county treasurer at any time for neglect of official duty, incompetency or dishonesty. In case of a vacancy in said office, from any cause whatever, it shall be the duty of the county judge to call

the members of the fiscal court together, to hold a special term of said court to fill said vacancy.

In case of the failure of the county judge to perform any of the duties required of him in this section he shall be deemed guilty of a violation of the provisions of this act.

§ 25. That section eighteen hundred and thirty-eight (1838), Kentucky Statutes, 1915, Carroll's edition, as amended by chapter one hundred and fifty-three (153) of the Acts of the 1920 session of the General Assembly of the Commonwealth of Kentucky, be and the same is amended, and as amended shall read as follows:

The fiscal court shall be a court of record and shall hold three regular terms each year. The first regular term to be held on the first Tuesday of April; and the second term to be held on the first Tuesday of October; and the third term to be held during the month of December, on a date to be fixed by the fiscal court by order entered upon the fiscal court order book. At the term to be held in December the fiscal court shall adopt a county budget and make the county levy for the next fiscal year.

The fiscal court may by order fix a different date for the terms to be held in April and October, but the court has no power to adopt a county budget or make the county levy in any month other than the month of December.

The county judge shall have power to call special terms of the fiscal court for the transaction of any business of which the fiscal court has jurisdiction. Whenever the necessity exists for a special term of the fiscal court, and if the county judge is unable to act, or refuses to call said special term, the special term may be called by a written notice given to each member of the fiscal court, but said notice must be signed by a majority of the members thereof.

§ 26. It shall be the duty of the fiscal court of each county within sixty (60) days after this act takes effect to enter an order or orders on the fiscal court order book designating one or more banks or trust companies, as county deposi-

tories for county funds, and the county treasurer shall be required to deposit all county funds in the depositories designated by order of the fiscal court. The fiscal court shall enter into an agreement with said depository or depositories, so designated, for the payment of interest on county deposits, on daily balances, and said interest rates shall not be less than two per cent on daily balances. The depository shall credit interest to the county deposit every four months and shall send deposit slip to the county treasurer showing said credit.

The fiscal court shall require all county depositories to execute to the county good and sufficient bond to pay over and account for all county funds deposited in said depository, which bond shall be taken before the fiscal court, signed and acknowledged, as required by law, or the depository may place collateral security in lieu of said bond, if the fiscal court is satisfied with the collateral offered in lieu of personal or fidelity bond.

All bonds shall be recorded upon the fiscal court order book and properly indexed.

§ 27. That section nine hundred and thirty-four (934), Kentucky Statutes, 1915, Carroll's edition, be and the same is hereby amended, and as amended shall read as follows:

The county treasurer shall receive for his services the compensation fixed by the fiscal court and said compensation shall be payable monthly. Provided, however, that in counties containing a population of two hundred thousand or more the salary of the treasurer shall be thirty-six hundred ($3,600.00) dollars per annum to be allowed by the fiscal court; and, provided further that the salary of the county treasurer so fixed by the fiscal court shall not be in excess of a salary of two thousand ($2,000.00) dollars per annum, except in counties containing cities of the second and third class and in counties containing such cities the salary of the county treasurer shall not be more than twenty-four hundred ($2,400.00) dollars per annum.

All such salaries of the county treasurer shall be allowed by the fiscal court and paid monthly out of county funds.

§ 28. Any officer or officers violating any of the provisions of this act, shall be deemed guilty of a misdemeanor and subject to indictment, and, upon conviction, be fined in any sum not less than fifty ($50.00) dollars nor more than five hundred ($500.00) dollars, for each offense.

§ 29. If any section, provision, paragraph or clause, of this act shall be declared unconstitutional, the invalidity of such section, provision, paragraph or clause, shall not affect the remaining sections, paragraphs or clauses of this act; and it is declared to be the legislative intent to enact each clause, paragraph, provision and section of this act, separately

§ 30. All acts and parts of acts and laws and parts of laws in conflict herewith are hereby repealed.

Mr. Milliken offered the following amendment to said bill, viz:

Amend S. B. 43 in the House by striking out Section 30 of printed bill and adding at the end and just after Section 29 of the printed bill the following:

Section 30. The fiscal court of any county of this Commonwealth, may in their discretion in lieu of issuing interest bearing county warrants as provided for under the provisions of this Act, anticipate the revenues for the current year and borrow money upon the faith thereof. If the fiscal court of any county elects to borrow money in anticipation of current revenues under the provisions of this section, the fiscal court shall enter an order upon the order book of said court authorizing the county judge and county treasurer to negotiate said loan or loans, on the best terms possible, not in excess of six (6%) per cent. per annum, and shall authorize the county judge to execute a note or notes of the county, to be signed by the county judge in his official capacity, for the purpose of

borrowing said sum or sums which is authorized by said order or orders of the fiscal court. The note or notes so executed by the county judge shall be negotiable and shall designate the budget fund from which the note or notes are to be paid. Said note or notes may be renewed by the county, if there is sufficient money belonging to the budget on hand from which the note or notes are payable, when they become due and payable. The county may issue notes against one or more budget funds, in the discretion of the fiscal court, in anticipation of revenues for the current year.

All notes so issued by the county shall be countersigned by the county treasurer, and shall be charged on the budget ledger by the county treasurer against the budget fund from which they are payable, and no obligation of the county issued under this section shall be valid if in excess of the budget fund from which it is payable, and shall not be a valid obligation of the county unless countersigned by the county treasurer. The signature of the county treasurer on an obligation issued under this section shall be construed to be his certificate that the obligation is within the budget fund for the current year from which it is payable, and that the note has been charged against the budget fund on his budget ledger, out of which it is payable.

Section 31. The provisions of sections six (6) and twenty (20) of this Act shall not be construed to give the fiscal court the power or authority to transfer budget funds known as sinking funds, or funds derived from special levies, or to pay deficits with any surplus remaining in any of such funds at the close of any fiscal year, until the obligations or purposes for which said funds were raised have been satisfied.

Section 32. The provisions of this Act shall not apply to counties having fiscal courts composed of the county judge and three commissioners.

Section 33. All Acts and parts of acts in conflict herewith are hereby repealed.

Said amendment was agreed to.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title only and passed, as amended.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz:

Those who voted in the affirmative were—

Lewis Allen	Otto C. Gartin	H. J. Meyers
W. B. Ardery	R. E. Glenn	J. S. Milliken
W. O. Bach	F. A. Gnau	B. T. Morris
J. H. Baughman	Whitsett Hall	L. P. Murphy
W. B. Belknap	Lawrence Harmon	Chas. N. McCarty
Shaler Berry	J. F. Harrison	J. L. McDavid
C. H. Berryman	C. W. Hawkins	F. T. Nichols
W. P. Bowman	J. M. Hayse	Caleb Page
D. F. Brown	Goebel B. Henson	Smith Park
Geo. A. Brown	H. M. Holbrook	Jas. J. Peters
J. R. Buckman	H. B. Holland	Geo. W. Potter
S. J. Bunger	S. K. Holland	W. H. Pryor
W. A. Carson	J. C. Hutcherson	H. A. Pulliam
Lonnie Cooper	Grover C. Johnson	C. W. Ryans
Fred H. Coots	W. W. Johnson	M. G. Slusher
J. D. Cox	D. C. Jones	W. R. Smith
J. L. Cushing	Mrs. H. G. Jorris	E. J. Snyder
C. L. Daly	J. R. Kelly	Frank L. Strange
J. R. Dorman	Thos. H. King	J. L. Valandingham
E. J. Doss	Leon P. Lewis	Chiles Van Antwerp
D. E. Edwards	J. L. Manning	W. S. Wallen
J. O. Evans	Shelby Martin	
D. W. Fowler	A. M. Mercer	—67

Those who voted in the negative were—

Lee Clark	Ira L. Horne	Joe Martin
Mormon B. Daniel		—4

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed, as amended, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Clerk's desk, the following resolution, viz:

Whereas, during the year 1919 the Hatfield Coal Company alleges it shipped and delivered, by freight prepaid to the House of Reform at Greendale, five separate shipments of coal, and it is claimed that no part of said freight was paid by the Commonwealth of Kentucky,

Be it resolved by the House of Representatives, the Senate concurring:

That the claim of the Hatfield Coal Company of Covington, Kentucky, may be litigated, and it is hereby permitted to sue the Commonwealth of Kentucky in the Franklin Circuit Court under the style of Hatfield Coal Company, Inc., plaintiff vs. W. H. Shanks, Auditor, defendant, and that said Court shall have the power to determine and may allow after hearing the proof as to the amount of the items mentioned in the claim or bill of the Hatfield Coal Company, an amount not exceeding the sum of $430.47, and when said amount is judicially determined by said Court, subject to the right of the Auditor to appeal from said judgment, as provided by law, the Auditor is hereby directed to issue to the said Hatfield Coal Company his warrant upon the State Treasurer for the amount of said judgment, if any, and said Treasurer is hereby directed to pay said warrant out of any funds in his hands not otherwise appropriated.

Said resolution was adopted.

At the hour of five-twenty o'clock P. M. the House recessed until seven o'clock P. M.

At the hour of seven o'clock P. M. the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 141. An Act to provide for licensing non-resident brokers and fixing a penalty for the violation thereof.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the Insurance Commissioner may, upon the payment of $25.00, issue to any suitable natural person resident in any other state, a non-resident broker's license to place fire insurance policy contracts, negotiated with residents of other states who own the insurance risk or property in this state on which said fire insurance policy contracts are written, with any duly licensed agent in this state and not otherwise and upon the further following conditions: The applicant for such a license shall file with the Insurance Commissioner an application which shall be in writing upon a form to be provided by the Commissioner, and shall be executed by the applicant under oath and kept on file by the Insurance Commissioner. Such application shall state the name, age, residence and occupation of the applicant at the time of making application, his occupation for the five years next preceding the date of filing the application, and shall state that the applicant intends to hold himself out and carry on business in good faith as an insurance broker, and shall give such other information as the Commissioner may require. The

application shall be accompanied by a statement upon a blank furnished by the Insurance Commissioner as to the trustworthiness and competency of the applicant, signed by at least three reputable citizens of this state. If the Insurance Commissioner is satisfied that the applicant is trustworthy and compentent and intends to hold himself out and carry on business in good faith as an insurance broker, he may issue to him the license applied for. The Commissioner may at any time after the granting of a broker's license, for cause shown, and after a hearing, determine that the licensee has not complied with the insurance laws or is not trustworthy or competent, or is not holding himself out and actually carrying on business as an insurance broker, or is not a suitable person to act as such broker, or has negotiated fire insurance contracts with residents of this state, or has placed insurance on risks in this state in companies or other insurers not authorized to transact business in this state, and he shall thereupon revoke the license of such broker and notify him that the license has been revoked. Such broker's license shall expire on the last day of March next after its issue, unless sooner revoked by the Insurance Commissioner for cause. The Insurance Commissioner shall publish notice of the revocation of a broker's license in such manner as he deems proper for the protection of the public. Broker's licenses issued on application as herein provided may, in the discretion of the Insurance Commissioner, be renewed upon the payment of the proper fees without his requiring anew the details required in the original application.

§ 2. No resident agent of this Commonwealth shall divide commissions as permitted by statute with any non-resident agent or broker who is not licensed as such in this state. Any such violation of this statute shall subject the resident agent to suspension of his license by the Insurance Commissioner for ninety days for a first offense and one year for a second offense.

§ 3. All acts or parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. R. Dorman	A. M. Mercer
Wm. J. Arvin	E. J. Doss	H. J. Meyers
W. O. Bach	J. O. Evans	J. S. Milliken
J. H. Baughman	D. W. Fowler	B. T. Morris
W. B. Belknap	Otto C. Gartin	L. P. Murphy
T. H. Benton	R. E. Glenn	J. L. McDavid
Shaler Berry	Whitsett Hall	W. J. McGill
C. H. Berryman	Lawrence Harmon	Caleb Page
W. P. Bowman	C. W. Hawkins	Smith Park
D. F. Brown	J. M. Hayse	Jas. J. Peters
Geo. A. Brown	Goebel B. Henson	Geo. W. Potter
F. W. Bryant	H. M. Holbrook	W. H. Pryor
J. R. Buckman	H. B. Holland	Clint Raymer
W. G. Buckner	S. K. Holland	R. R. Rogers
S. J. Bunger	Ira L. Horne	C. W. Ryans
W. A. Carson	E. M. Johnson	Chas. L. Seale
Lee Clark	Grover C. Johnson	W. R. Smith
Lonnie Cooper	W. W. Johnson	E. J. Snyder
Fred H. Coots	D. C. Jones	J. G. Swearengin
J. D. Cox	Mrs. H. G. Jorris	Mac Swinford
J. S. Cruse	Thos. H. King	J. L. Valandingham
W. J. Curtis	W. W. Leslie	Chiles Van Antwerp
J. L. Cushing	Leon P. Lewis	C. D. Vincent
C. L. Daly	Joe Martin	W. S. Wallen
Mormon B. Daniel	Shelby Martin	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed a bill of the following title, viz:

S. B. 430. An Act to amend Section 3714 Kentucky Statutes, Carroll's 1915 Edition.

Ordered that said bill be printed and referred to

Committee on Rules.

Mr. Milliken of the Committee on Rules to which the same had been referred, reported a bill of the following title, viz:

S. B. 430. An Act to amend Section 3714 Kentucky Statutes, Carroll's 1915 Edition.

With the expression of opinion that said bill ought to pass.

Said bill was read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 560. An Act relating to revenue and taxation; providing for the repeal, amendment and re-enactment of Section 4102 of Kentucky Statutes, Carroll's 1915 Edition; relat-

ing to the taxation of the property of railroads and bridge companies; and repealing existing statutes.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 4102, Kentucky Statutes, Carroll's 1915 Edition, be amended by repealing said section and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof the same shall read as follows:

Section 4102. (7) Rate of Taxation—Bridges—Auditor to Notify Clerks.—The same rate of taxation for state purposes which is or may be in any year levied on other real estate, shall be, and is hereby levied upon the value, so found by said board, of the railroad bridge and real estate of each company; and the same rate of taxation for the purposes of each city, town, part of a county or tax district, of any kind, in which any portion of any railroad or bridge is located, which is, or may be, in any year levied on other real estate of said company therein, and of the number of miles of said road therein, reckoned as of the value of the average of each mile of such railroad, as ascertained as aforesaid. Provided, that railroad bridges, spanning any river which constitutes the boundry or state line of the Commonwealth, shall be assessed as of the counties in which they are located, and local tax derived therefrom shall be applied to each city, town, county or tax district in which said bridges are or may be located. And immediately after said board shall have completed its valuations each year, the Auditor of Public Accounts shall notify the clerk of each county court of the amount so assessed for taxation in his county, and each railroad or bridge company of the amount of its assessment for taxation for state purposes and for the purposes of such city, town, county, part of county and tax district.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. O. Evans	H. J. Meyers
Wm. J. Arvin	D. W. Fowler	J. S. Milliken
W. O. Bach	Otto C. Gartin	B. T. Morris
J. H. Baughman	R. E. Glenn	L. P. Murphy
W. B. Belknap	Whitsett Hall	Chas. N. McCarty
T. H. Benton	Lawrence Harmon	J. L. McDavid
Shaler Berry	C. W. Hawkins	W. J. McGill
C. H. Berryman	J. M. Hayse	Caleb Page
W. P. Bowman	Goebel B. Henson	Smith Park
D. F. Brown	H. M. Holbrook	Jas. J. Peters
Geo. A. Brown	H. B. Holland	Geo. W. Potter
F. W. Bryant	S. K. Holland	W. H. Pryor
J. R. Buckman	Ira L. Horne	Clint Raymer
S. J. Bunger	J. C. Hutcherson	R. R. Rogers
Lee Clark	E. M. Johnson	C. W. Ryans
Lonnie Cooper	Grover C. Johnson	Chas. L. Seale
Fred H. Coots	W. W. Johnson	W. R. Smith
J. D. Cox	D. C. Jones	E. J. Snyder
J. S. Cruse	Mrs. H. G. Jorris	J. G. Swearengin
W. J. Curtis	Thos. H. King	J. L. Valandingham
J. L. Cushing	W. W. Leslie	Chiles Van Antwerp
C. L. Daly	Leon P. Lewis	C. D. Vincent
Mormon B. Daniel	J. L. Manning	W. S. Wallen
J. R. Dorman	Joe Martin	T. B. Watts
E. J. Doss	Shelby Martin	
D. E. Edwards	A. M. Mercer	

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 524. An Act to authorize the Governor to remove peace officers for neglect of duty, in pursuance of Sec. 227 of the Constitution; providing the procedure therefor, and for an appeal from the Executive Order of removal to the Court of Appeals; and repealing Chapter 49 of the Acts of the General Assembly of 1924.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That if any sheriff, jailer, constable or other peace officer of this Comonwealth shall be guilty of neglect of duty, he shall be removed from office by the Governor, in the manner provided in this Act.

Any peace officer mentioned in this section who shall commit a trespass or wrongful act in the performance of official duty, or who shall accept a bribe to neglect official duty, or who shall be guilty of such gross neglect as to be the equivalent of fraud, or who shall be guilty of willful neglect and such forms of misfeasance or malfeasance as involve a failure in the performance of the duties required of him by law, or who shall be guilty of a careless or intentional failure to exercise due diligence in the performance of official duty, (the degree of care to be exercised depending on the character of the duty to be performed), or who shall be guilty of habitual drunkenness in office, or such gross immorality or misconduct in office,

as amounts to neglect of duty, shall be deemed to be guilty of neglect of duty within the meaning of this Act; provided, however, that the definitions herein contained shall not be construed to be exclusive, as to the facts, in any particular case arising under this Act.

§ 2. The proceedings for the removal of an officer from office under the provisions of this act shall be based upon written charges signed by the Governor setting forth the grounds for removal of the officer sought to be removed, and said charges, when considered collectively, must be supported by the affidavit of at least two witnesses, and which affidavit must be filed by the Governor as a part of the record in the proceedings, but it shall not be necessary to support each separate count or individual charge embraced in the charges preferred by two affidavits. The said charges shall be recorded in the Executive Journal, and an attested copy thereof shall be made by the Secretary of State, and served upon the officer sought to be removed. No response shall be filed to said charges, but same shall stand traversed of record. The notice to the officer sought to be removed must give the time and place of the hearing, and must give the officer named in said charges at least twenty days to prepare his defense. The case shall be heard before the Governor on oral testimony or by depositions, as the Governor may direct, and all testimony taken before the Governor shall be taken in shorthand notes and upon oath to be administered by the Governor or by the stenographer designated by him, and thereafter transcribed by the officer taking same, and filed as a part of the record. All depositions and exhibits filed shall also be made a part of the record. All exhibits, depositions and the transcript of testimony taken before the Governor shall be filed in the office of the Secretary of State as a part of the record in the proceedings. The officer sought to be removed shall have the right to appear in person before the Governor and testify and be represented by counsel. The Governor shall consider all the testimony offered by each side and make findings of

fact, and if the Governor finds from the testimony that the officer charged with neglect of official duty is guilty of the charges made against him of neglect of official duty, he shall enter an order removing said officer from office. Said order of removal, together with the findings of fact, shall be signed by the Governor, and recorded in the Executive Journal in the office of the Secretary of State.

§ 3. Any officer removed from the office under the provisions of this act shall have the right to take an appeal from the order of removal made by the Governor within ten (10) days from the date of the entry of said order removing said officer. The officer shall take such appeal by obtaining a certified copy of all charges, findings of fact, and orders entered in the proceedings against him from the Secretary of State and filing the same in the office of the Clerk of the Court of Appeals, and entering a motion in said court before the Clerk thereof for an appeal from the order of the Governor removing him from office, and setting forth in said motion the alleged errors of fact and law committed by the Governor to his prejudice in said hearing and no response shall be filed to said motion or writ of error. The Governor of the Commonwealth of Kentucky shall be made appellee in said appeal, and notice thereof shall be served upon the Governor immediately after same is filed in the office of the Clerk of the Court of appeals, and if the Governor be out of his office or away from the seat of government, the said notice shall be served on the Attorney General or one of the assistants in his office. It shall be the duty of the Secretary of State after said appeal has been filed to immediately deliver the original record to the Clerk of the Court of Appeals, and append thereto a certificate showing that the same is the entire record in the case on file in said office of the Secretary of State. The case shall stand for immediate hearing in the Court of Appeals, and shall have precedence over all other cases, and if in vacation, the Clerk of the Court shall notify the Chief Justice of the filing of said appeal, and the Chief Justice shall thereupon

continue said cause until court convenes in regular session or call in a quorum of said court and try the case, in his discretion. The judgment of the court shall be final and shall be certified to the Secretary of State, and if the order of removal entered by the Governor shall be affirmed the same shall become effective immediately and said office deemed vacant. The original papers in the case shall be returned to the Secretary of State after said case has been disposed of in the Court of Appeals.

§ 4. When any vacancy in any office arises by reason of removal from office under the provisions of this act the said vacancy shall be filled as provided by law.

§ 5. Any officer removed under the provisions of this act shall be disqualified for a period of four years from holding office in this Commonwealth.

§ 6. The removal of an officer from office under the provisions of this act shall not be construed to be a bar to criminal prosecution as now provided by law for misfeasance or malfeasance or wilful neglect in discharge of official duties in such mode as may be prescribed by law.

§ 7. The provisions of this act, being purely remedial in character and not a penal law, shall be retroactive and shall apply to the present official term of all peace officers mentioned in Section 1 of this Act now holding office at the time of the passage and approval hereof.

§ 8. The provisions of this act shall be liberally construed, its purpose being to provide a remedial procedure for the enforcement of the 1919 Amendment to Section 227 of the Constitution of this Commonwealth. The hearing before the Governor, as provided in this Act, shall not be required to be conducted under the forms of court procedure, and the charges preferred shall not be required to possess the formalities and exactness of an indictment in criminal causes.

§ 9. That Chapter 49 of the Acts of the General Assembly of 1924 be and the same is hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. E. Edwards	Joe Martin
Wm. J. Arvin	J. O. Evans	Shelby Martin
W. O. Bach	D. W. Fowler	A. M. Mercer
J. H. Baughman	Otto C. Gartin	H. J. Meyers
W. B. Belknap	R. E. Glenn	J. S. Milliken
T. H. Benton	Whitsett Hall	B. T. Morris
Shaler Berry	Lawrence Harmon	L. P. Murphy
C. H. Berryman	J. F. Harrison	Chas. N. McCarty
W. P. Bowman	C. W. Hawkins	J. L. McDavid
D. F. Brown	J. M. Hayse	W. J. McGill
Geo. A. Brown	Goebel B. Henson	Caleb Page
F. W. Bryant	H. M. Holbrook	Jas. J. Peters
J. R. Buckman	H. B. Holland	Geo. W. Potter
W. G. Buckner	S. K. Holland	W. H. Pryor
S. J. Bunger	Ira L. Horne	R. R. Rogers
W. A. Carson	J. C. Hutcherson	E. J. Snyder
Lee Clark	E. M. Johnson	Frank L. Strange
Lonnie Cooper	Grover C. Johnson	J. G. Swearengin
Fred H. Coots	W. W. Johnson	Mac Swinford
J. D. Cox	D. C. Jones	J. L. Valandingham
J. S. Cruse	Mrs. H. G. Jorris	Chiles Van Antwerp
W. J. Curtis	J. R. Kelly	C. D. Vincent
C. L. Daly	Thos. H. King	W. S. Wallen
Mormon B. Daniel	W. W. Leslie	T. B. Watts
J. R. Dorman	Leon P. Lewis	
E. J. Doss	J. L. Manning	

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Those who voted in the negative were—

Clint Raymer Chas. L. Seale

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 277. An Act to fix the venue of actions for or against the Commonwealth of Kentucky, or the state officers or any agency of the Commonwealth of Kentucky, and to repeal all laws in conflict.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The venue of all actions, at law or in equity, including both civil and criminal, which may be brought for or against the Commonwealth of Kentucky, or any state officer or agency of the Commonwealth of Kentucky, collectively or individually, shall be the county of Franklin, and for that purpos, exclusive jurisdiction, coextensive with the state, is hereby vested in the circuit court in and for Franklin county.

§ 2. All acts or parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. E. Edwards	B. T. Morris
Wm. J. Arvin	J. O. Evans	L. P. Murphy
W. O. Bach	D. W. Fowler	Chas. N. McCarty
W. B. Belknap	Otto C. Gartin	J. L. McDavid
C. H. Berryman	F. A. Gnau	W. J. McGill
W. P. Bowman	Whitsett Hall	Caleb Page
D. F. Brown	Lawrence Harmon	Jas. J. Peters
F. W. Bryant	C. W. Hawkins	Geo. W. Potter
J. R. Buckman	H. M. Holbrook	W. H. Pryor
W. G. Buckner	S. K. Holland	H. A. Pulliam
S. J. Bunger	E. M. Johnson	R. R. Rogers
W. A. Carson	Grover C. Johnson	Philip J. Ryan
Lee Clark	W. W. Johnson	C. W. Ryans
Lonnie Cooper	D. C. Jones	Chas. L. Seale
Fred H. Coots	Mrs. H. G. Jorris	E. J. Snyder
J. D. Cox	J. R. Kelly	Frank L. Strange
J. S. Cruse	Thos. H. King	J. G. Swearengin
W. J. Curtis	W. W. Leslie	Mac Swinford
J. L. Cushing	Leon P. Lewis	J. L. Valandingham
C. L. Daly	Shelby Martin	Chiles Van Antwerp
J. R. Dorman	A. M. Mercer	C. D. Vincent
E. J. Doss	H. J. Meyers	W. S. Wallen
James M. Durham	J. S. Milliken	T. B. Watts

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Those who voted in the negative were—

Mormon B. Daniel	J. F. Harrison	Ira L. Horne
R. E. Glenn	H. B. Holland	J. C. Hutcherson

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 570. An Act concerning the drainage and reclamation of land and authorizing the maintenance of ditches, by labor by the landowners thereon.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the landowners in each drainage district are authorized, after notice is given by five of the landowners thereof to be posted in five conspicuous places in the drainage district for a period of ten days, to hold an election at some place in said drainage district designated in said notice a landowner of said drainage district to act with the drainage commissioners and drainage engineer to see about and attend to the maintenance of said drainage district. A majority voting shall elect.

§ 2. That the landowners so elected and drainage commissioner and drainage engineer are hereby authorized and empowered to clean out and do all work necessary for the maintenance of each drainage district by labor to be furnished and performed by the landowners assessed in said drainage district and owning lands therein and said landowner elected and drainage commissioner and drainage engineer are hereby authorized and empowered to locate and set apart to each

landowner owning lands in said drainage district a certain portion of the work to be done in cleaning out and maintaining said drainage district. Said work to be in proportion to the amount that said landowner has been assessed for the construction of said drainage project and said landowner, drainage commissioner and drainage engineer may give the landowner allotted certain portion of said work, a specified time in which to complete said work, not to exceed sixty days from the date of the assignment of said work to each of said landowners and said notice of assignment shall be posted in five conspicuous places by written or printed hand bills in said drainage district, showing the amount of work and location thereof allotted to each landowner, who has lands that have been benefited in the construction of said drainage district.

§ 3. In the event that any landowner allotted a certain portion of the drainage district to clean out same or do work thereon, fails to do said work set apart to him by the landowner elected herein, drainage commissioner and drainage engineer may have said work performd, by advertising and let same for at least ten days by written or printed handbills to be posted in said drainage district, showing the location and amount of work therein to be done and when said work has been completed then the landowner elected, drainage commissioner and drainage engineer may levy a tax upon the lands of the party failing to perform his labor as required therein, and same may be sold by the sheriff for the payment of said tax as provided for in the payment of all other ditch taxes under the existing law.

Mr. Edwards offered the following Amendment to said bill, viz.:

Amend H. B. 570 by striking out sections 1, 2, and 3 and substituting therefor the following:

Section 1. Landowners in a drainage district may be employed on maintenance work and their work credited against

their maintenance assesments, in the manner herinafter outlined, when the board of drainage commissioners or the drainage commissioner deem it to the best interest of the district so to do. In part or full payment for such work printed credit slips shall be issued by the president of the board of drainage commissioners, or by the drainage commisioner, and by the treasurer of the district, each slip showing to whom issued, the dates and hours of work, whether day labor, teams or otherwise, materials supplied if any, location of work and any other information which may seem proper by the drainage board. Before becoming valid, such credit slips shall be approved by the drainage board and made a part of the records of said board. Rates of pay shall not be greater than current for similar work in the locality. Any work done herein provided shall be distributed among the landowners as equitably as is economically possible, but economy shall be the first consideration and only good and satisfactory workers shall be employed regardless of whether they be landowners in the district.

Section 2. At least twenty days before maintenance taxes are due all credit slips shall be mailed or delivered to the treasurer and proper deductions made from the maintenance assessments. The board shall report to the sheriff the deductions to be made from maintenance assessments, and a copy of such report retained in the minutes. The board may authorize the treasurer to receive money payments to make up unfullfilled parts of maintenance assessments, and to so receive all taxes due the district, which shall be reported to the sheriff in like manner. The sheriff shall collect the remainder of the assessments and taxes in the regular way. The board may at its discretion, permit transfer of credit slips from one landowner to another, and the use of credit slips in other than the year in which the work is done. Otherwise the credit slips shall be valid only in the year in which the work is done. Credit slips shall not be used in payment of other than maintenance taxes.

Said amendment was agreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Mormon B. Daniel	Thos. H. King
Wm. J. Arvin	J. R. Dorman	W. W. Leslie
W. O. Bach	D. E. Edwards	Leon P. Lewis
J. H. Baughman	J. O. Evans	J. L. Manning
W. B. Belknap	D. W. Fowler	A. M. Mercer
T. H. Benton	Otto C. Gartin	H. J. Meyers
Shaler Berry	R. E. Glenn	J. S. Milliken
C. H. Berryman	F. A. Gnau	B. T. Morris
W. P. Bowman	Whitsett Hall	L. P. Murphy
D. F. Brown	Lawrence Harmon	Chas. N. McCarty
Geo. A. Brown	J. F. Harrison	J. L. McDavid
F. W. Bryant	C. W. Hawkins	W. J. McGill
J. R. Buckman	J. M. Hayse	Smith Park
W. G. Buckner	Goebel B. Henson	Jas. J. Peters
S. J. Bunger	H. M. Holbrook	Geo. W. Potter
W. A. Carson	H. B. Holland	W. H. Pryor
Lee Clark	S. K. Holland	H. A. Pulliam
Lonnie Cooper	J. C. Hutcherson	Clint Raymer
Fred H. Coots	E. M. Johnson	R. R. Rogers
J. D. Cox	Grover C. Johnson	Philip J. Ryan
J. S. Cruse	W. W. Johnson	C. W. Ryans
W. J. Curtis	D. C. Jones	Chas. L. Seale
J. L. Cushing	Mrs. H. G. Jorris	M. G. Slusher
C. L. Daly	J. R. Kelly	W. R. Smith

E. J. Snyder J. G. Swearengin C. D. Vincent
Frank L. Strange Mac Swinford T. B. Watts
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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 619. An Act to provide for a progressive tax on transfers of direct and collateral inheritances; and to amend sub-section 2 of section 2 and section 8 of chapter 111 of the Acts of the General Assembly of 1924, and repealing existing statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That subsection 2 of section 2 of chapter 111 of the Acts of the General Assembly of 1924 be amended by repealing said subsection 2 of section 2 of chapter 111 of the Acts of the General Assembly of 1924 and inserting in lieu thereof the following, so that when said subsection is amended by substituting and re-enacting the following in lieu thereof the same shall read as follows:

2. Classification of Beneficiaries' Rates.—The tax upon transfers of property as above defined shall be at the following rates:

Class A. In case the transfer shall be to or for the benefit of a husband, wife, lineal ancestor, lineal descendant, adopted

child, any child to whom such descendant for not less than ten years prior to such transfer stood in the mutually acknowledged relation of a parent, provided such relationship began at or before the child's fifteenth birthday, and was continuous for said ten years thereafter, step-child, daughter-in-law, son-in-law, or any lineal issue of such adopted or mutually acknowledged child or step-child, the tax shall be: On its value not exceeding twenty-five thousand ($25,000) dollars, at 1 per cent; on the excess of its value over twenty-five thousand ($25,000) dollars and not exceeding fifty thousand ($50,000) dollars, 2 per cent; on the excess of its value over fifty thousand ($50,000) dollars and not exceeding one hundred thousand ($100,000) dollars, at 3 per cent; on the excess of its value over one hundred thousand ($100,000) dollars and not exceeding two hundred and fifty thousand ($250,000) dollars, at 4 per cent; on the excess of its value over two hundred and fifty thousand ($250,000) dollars and not exceeding five hundred thousand ($500,000) dollars, at 5 per cent; on the excess of its value over five hundred thousand ($500,000) dollars and not exceeding seven hundred and fifty thousand ($750,000) dollars, at 6 per cent; on the excess of its value over seven hundred and fifty thousand ($750,000) dollars and not exceeding one million ($1,000,000) dollars, at 7 per cent; on the excess of its value over one million ($1,000,000) dollars and not exceeding two million ($2,000,000) dollars, at 8 per cent; on the excess of its value over two million ($2,000,000) dollars and not exceeding three million ($3,000,000) dollars, at 9 per cent; on the excess of its value over three million ($3,000,000) dollars and not exceeding four million ($4,000,000) dollars, at 10 per cent; on the excess of its value over four million ($4,000,000) dollars and not exceeding five million ($5,000,000) dollars, at 11 per cent; on the excess of its value over five million ($5,000,000) dollars and not exceding six million ($6,000,000) dollars, at 12 per cent; on the excess of its value over six million ($6,000,00) dollars and not exceeding seven million ($7,000,000) dollars, at 13 per cent; on the excess of

its value over seven million ($7,000,000) dollars and not exceeding eight million ($8,000,000) dollars, at 14%; on the excess of its value over eight million ($8,000,000) dollars and not exceeding ten million ($10,000,000) dollars, at 15 per cent; and on the excess of its value over ten million ($10,000,000) dollars at 16 per cent.

Class B. In case the transfer shall be to, or for the benefit of, a brother, sister, brother-in-law, sister-in-law, nephew, niece or lineal descendant of, the wife or widow of a nephew, or the husband of a niece, niece-in-law, nephew-in-law, or uncle or aunt, and all religious, charitable, educational and state institutions as defined in section 2, paragraph 1, within the United States but not within this state, the tax shall be:

On its value not exceeding twenty-five thousand ($25,000) dollars, at 2 per cent; on the excess of its value over twenty-five thousand ($25,000) dollars and not exceeding fifty thousand ($50,000) dollars, at 3 per cent; on the excess of its value over fifty thousand ($50,000) dollars and not exceeding one hundred thousand ($100,000) dollars, at 5 per cent; on the excess of its value over one hundred thousand ($100,000) dollars and not exceeding two hundred and fifty thousand ($250,000) dollars, at 7 per cent; on the excess of its value over two hundred and fifty thousand ($250,000) dollars and not exceeding five hundred thousand ($500,000) dollars, 9 per cent; on the excess of its value over five hundred thousand ($500,000) dollars and not exceeding one million ($1,000,000) dollars, 12 per cent; on the excess of its value over one million ($1,000,000) dollars and not exceeding three million ($3,000,000) dollars, 13 per cent; on the excess of its value over three million ($3,000,000) dollars and not exceeding six million ($6,000,000) dollars 14 per cent; on the excess of its value over six million ($6,000,000) dollars and not exceeding ten million ($10,000,000) dollars, at 15 per cent; and on the excess of its value over ten million ($10,000,000) dollars, at 16 per cent.

Class C. In the case the transfer shall be to or for the benefit of any person or corporation not exempted by section 2, paragraph 1, or included in either of the foregoing classes, the tax shall be:

On its value not exceeding twenty-five thousand ($25,000) dollars, at 6 per cent; on the excess of its value over twenty-five thousand ($25,000) dollars and not exceeding fifty thousand ($50,000) dollars, at 8 per cent; on the excess of its value over fifty thousand ($50,000) dollars and not exceeding one hundred thousand ($100,000) dollars, at 10 per cent; on the excess of its value over one hundred thousand ($100,000) dollars and not exceeding two hundred and fifty thousand ($250,000) dollars, at 12 per cent; on the excess of its value over two hundred and fifty thousand ($250,000) dollars and not exceeding five hundred thousand ($500,000) dollars at 14 per cent; and on the excess of its value over five hundred thousand ($500,000) dollars, at 16 per cent.

§ 2. That section 8 of chapter 111 of the Acts of the General Assembly of 1924 be amended by repealing said section 8 of chapter 111 of the Acts of the General Assembly of 1924, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 8. Transfer Tax upon the Personal Property of Nonresident Decedents.—1. All shares of stock in corporations organized under the laws of this state and all tangible personal property within the jurisdiction of the state and any interest therein, belonging to persons whose domicile is without the state shall, upon the death of the owner be subject to a tax of two per centum of its actual value upon its transfer, payment or delivery to the executor, administrator or trustee of the estate of said deceased.

2. The above tax shall be enforced and collected by the State Tax Commission under the same provisions of those applying to the transfer tax on resident decedents. All the

duties and penalties heretofore provided shall apply also to the enforcement and collection of this transfer tax on nonresident decedents. When intangible personal property belonging to a decedent nonresident shall be found to be physically located in Kentucky, it shall be the duty of the State Tax Commission to so inform the state official collecting the inheritance tax in the state of domicile of said decedent, provided that said state furnishes like information to the Kentucky State Tax Commission in a reciprocal manner.

3. All moneys so collected shall be distributed in like manner as those collected under the resident inheritance tax act.

§ 3. All laws and parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	J. R. Buckman	C. L. Daly
Wm. J. Arvin	W. G. Buckner	Mormon B. Daniel
W. O. Bach	S. J. Bunger	J. R. Dorman
W. B. Belknap	W. A. Carson	E. J. Doss
T. H. Benton	Lee Clark	D. E. Edwards
Shaler Berry	Lonnie Cooper	J. O. Evans
C. H. Berryman	Fred H. Coots	D. W. Fowler
W. P. Bowman	J. D. Cox	Otto C. Gartin
D. F. Brown	J. S. Cruse	R. E. Glenn
Geo. A. Brown	W. J. Curtis	F. A. Gnau
F. W. Bryant	J. L. Cushing	Whitsett Hall

Lawrence Harmon	Leon P. Lewis	Geo. W. Potter
J. F. Harrison	J. L. Manning	W. H. Pryor
C. W. Hawkins	Joe Martin	H. A. Pulliam
Goebel B. Henson	Shelby Martin	Clint Raymer
H. M. Holbrook	A. M. Mercer	R. R. Rogers
H. B. Holland	H. J. Meyers	Philip J. Ryan
S. K. Holland	J. S. Milliken	C. W. Ryans
Ira L. Horne	B. T. Morris	E. J. Snyder
J. C. Hutcherson	L. P. Murphy	Frank L. Strange
Grover C. Johnson	Chas. N. McCarty	J. G. Swearengin
D. C. Jones	W. J. McGill	Mac Swinford
Mrs. H. G. Jorris	Caleb Page	J. L. Valandingham
J. R. Kelly	Smith Park	C. D. Vincent
Thos. H. King	J. J. Patterson	W. S. Wallen
W. W. Leslie	Jas. J. Peters	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took took up for consideration from the Orders of the Day, a bill entitled:

H. B. 340. An Act to amend and re-enact section 2739g-62 of Carroll's Kentucky Statutes, Sixth Edition, pertaining to motor vehicles.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section 2739g-62 of Carroll's Kentucky Statutes, Sixth Edition, is hereby amended by adding at the end thereof,

sub-section H, as follows: The Clerk shall begin the issuing of licenses for the following year on the second day of December, and in counties containing cities of the first class, shall keep said offices opened for sixteen hours each day, between the hours of six and twelve midnight for the purpose of supplying or selling license tags, Sundays and holidays excluded, and in counties having cities of the second or third class, shall keep said offices opened for twelve hours each day, Sundays and holidays excluded; so that when amended and re-enacted it shall read as follows:

2739g-62. Duties of the clerk.—(a) It shall be the duty of the clerk in each county to see that the provisions of this act in his county are enforced, and in so doing he shall:

(b) Take all applications as provided in this act.

(c) Issue the receipts provided for in this act on blanks furnished by the commission.

(d) Collect the fees due the State as provided for in this act.

(e) Distribute the registration plates and badges furnished by the commission and keep a complete record in his office for the benefit of the public of all such registrations in his county, and to notify the owner or chauffeur of the receipt by him of the duplicate badges or plates.

(f) Remit and report each Monday to the commission all moneys collected under him during the previous week, together with the duplicates of all receipts issued by him during the same period, all checks to be made payable to the State Treasurer.

(g) Account to the commission for all registration plates, badges and receipt forms consigned to him, at such time or times as the commission may direct; give the commission timely notice of a probable deficiency of plates or other supplies.

(h) The Clerk shall begin the issuing of licenses for the following year on the second day of December, and in counties containing cities of the first class, shall keep said office opened

for sixteen hours each day, betwen the hours of six a. m. and 12 midnight for the purpose of supplying or selling license tags, Sundays and holidays excluded, and in counties having cities of the second or third class, shall keep said office opened for twelve hours each day, Sundays and holidays excluded.

Mr. Cushing offered the following Amendment to said bill, viz.:

Amend H. B. 340 by striking out in line 37, page 2 of the printed bill the word "twelve" and inserting in lieu thereof the word "ten".

Said amendment was agreed to.

Orderd that said bill be engrossed and read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only, and passed.

The yeas and nays being taken thereon in accordance with the provisions of the constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. G. Buckner	C. L. Daly
Wm. J. Arvin	S. J. Bunger	Mormon B. Daniel
W. O. Bach	W. A. Carson	E. J. Doss
J. H. Baughman	Lee Clark	D. E. Edwards
Shaler Berry	Lonnie Cooper	J. O. Evans
C. H. Berryman	Fred H. Coots	D. W. Fowler
W. P. Bowman	J. D. Cox	Otto C. Gartin
D. F. Brown	J. S. Cruse	R. E. Glenn
Geo. A. Brown	W. J. Curtis	F. A. Gnau
J. R. Buckman	J. L. Cushing	Whitsett Hall

Lawrence Harmon	W. W. Leslie	Smith Park
J. F. Harrison	Leon P. Lewis	Jas. J. Peters
C. W. Hawkins	J. L. Manning	Geo. W. Potter
Goebel B. Henson	Joe Martin	W. H. Pryor
H. M. Holbrook	Shelby Martin	H. A. Pulliam
H. B. Holland	A. M. Mercer	Philip J. Ryan
S. K. Holland	H. J. Meyers	C. W. Ryans
Ira L. Horne	H. H. Miller	Chas. L. Seale
E. M. Johnson	J. S. Milliken	W. R. Smith
Grover C. Johnson	B. T. Morris	E. J. Snyder
W. W. Johnson	L. P. Murphy	Frank L. Strange
D. C. Jones	Chas. N. McCarty	J. G. Swearengin
Mrs. H. G. Jorris	J. L. McDavid	J. L. Valandingham
J. R. Kelly	W. J. McGill	C. D. Vincent
Thos. H. King	Caleb Page	T. B. Watts

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Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 426. An Act amending section 6, Chapter 63, Acts of the General Assembly of the Commonwealth of Kentucky for 1924 relating to the certification of teachers.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 6, chapter 63, Acts of the General Assembly of 1924, be amended to read as follows:

"Certificates of age and good moral character required. No person shall be eligible to receive or hold any teacher's license provided for in this act, who does not file with his application a certificate of good moral character and who is not eighteen years of age prior to the date that his application for license is filed; provided, that the person who files with his application for permission to enter the teachers' examination a certified transcript of credits showing graduation from a four year accredited high school and who will be eighteen years of age during the ensuing school year and who earns the required grades in the examination provided for in this act, may be granted a temporary license by the Superintendent of Public Instruction until such person attains his eighteenth birthday."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length beind dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	S. J. Bunger	E. J. Doss
Wm. J. Arvin	W. A. Carson	J. O. Evans
W. O. Bach	Lee Clark	D. W. Fowler
W. B. Belknap	Lonnie Cooper	Otto C. Gartin
Shaler Berry	Fred H. Coots	R. E. Glenn
C. H. Berryman	J. D. Cox	F. A. Gnau
W. P. Bowman	W. J. Curtis	Whitsett Hall
D. F. Brown	J. L. Cushing	Lawrence Harmon
F. W. Bryant	C. L. Daly	J. F. Harrison
J. R. Buckman	Mormon B. Daniel	J. M. Hayse
W. G. Buckner	J. R. Dorman	Goebel B. Henson

H. M. Holbrook	Joe Martin	R. R. Rogers
H. B. Holland	Shelby Martin	Philip J. Ryan
S. K. Holland	A. M. Mercer	C. W. Ryans
J. C. Hutcherson	H. J. Meyers	M. G. Slusher
E. M. Johnson	J. S. Milliken	W. R. Smith
Grover C. Johnson	B. T. Morris	E. J. Snyder
W. W. Johnson	L. P. Murphy	Frank L. Strange
D. C. Jones	T. L. McDavid	J. G. Swearengin
Mrs. H. G. Jorris	W. J. McGill	J. L. Valandingham
J. R. Kelly	Smith Park	C. D. Vincent
Thos. H. King	Jas. J. Peters	T. B. Watts
Leon P. Lewis	W. H. Pryor	
J. L. Manning	H. A. Pulliam	—76

Those who voted in the negative were—

T. H. Benton	Caleb Page	Chiles Van Antwerp
Geo. A. Brown		—4

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 367. An Act to amend and re-enact subsec. 3 of sec. 2 of chapter 28 of the Acts of 1920, entitled: "An Act to amend and re-enact section 3140 and 3138 Kentucky Statutes, Carroll's 1915 Edition, being a part of the chapter of cities of the second class, for the better government, administration and disposition and discipline of the police and fire department and to create and perpetuate a pension fund for disabled police and firemen, their widows and children and dependent

fathers and mothers, and to create and perpetuate a board of trustees for the management and conduct thereof, and to pension members thereof after service of a term of years," by adding thereto the following language: "and provided further that in the event the Board decreases the number of firemen or policemen, then and in that event the youngest member in point of service in said police or fire department shall be the first to be returned to the eligible list for either police or fire department, there to advance according to the rules and regulations of said departments," so that said section of said Acts shall read as follows:

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Sub-Section Three: The commissioners shall require all applicants for appointment as members of the police force or fire department to be examined as to their qualifications to fill the office of policemen or firemen, and as to their knowledge of the English language and as to the law and rules governing the duties of policemen or firemen. Each member of the police force or fire department shall be a qualified voter of this city in which he is appointed and be able to read and write and understand the English language, and to have such other qualifications as may be prescribed.

No person shall be appointed a member or officer of the police force or fire department unless he is well known to be a man of sobriety and integrity and has been or is, an orderly law-abiding citizen, nor shall any person be appointed a member or officer of said force or fire department on account of any political partisan service rendered by him or on account of political sentiment or affiliations, or who is over fifty years of age, nor shall any officer or member of said force or fire department be removed or discharged or reduced in grade, or in pay, for any political partisan opinion. Their appointment

and continuance upon the police force and fire department shall depend solely upon their ability and willingness to enforce the law, and comply with the rules of the police or fire department. No appointment to or continuance in any such position shall be as a reward for political activity, nor be obtained by political servcie or contribution to campaign funds, nor shall any member of said departments pay or collect any assessments made by political organizations, or contribute to political campaign funds or be unduly active in politics, or work for the election of candidates for office. The examination and qualifications provided for in this act shall not apply to the members of the police force or fire department at this time, who have been continuously in said service for a period of five years. Members of the police and fire department otherwise qualified under this law shall hold their positions during good behavior, provided however that the provisions of this Act shall not prevent the board from decreasing the number of firemen and policemen as the said board may from time to time deem proper, and provided, further, that in the event the board decreases the number of firemen or policemen, the youngest members in point of service in said police or fire departments shall be the first to be reduced and returned to the eligible list of either police or fire departments, there to advance according to the rules and regulations of said departments.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	Otto C. Gartin	Shelby Martin
Wm. J. Arvin	R. E. Glenn	A. M. Mercer
W. O. Bach	F. A. Gnau	H. J. Meyers
W. P. Bowman	Whitsett Hall	J. S. Milliken
D. F. Brown	Lawrence Harmon	B. T. Morris
Geo. A. Brown	J. F. Harrison	L. P. Murphy
F. W. Bryant	C. W. Hawkins	Chas. N. McCarty
J. R. Buckman	J. M. Hayse	W. J. McGill
W. G. Buckner	Goebel B. Henson	Caleb Page
S. J. Bunger	H. M. Holbrook	Smith Park
W. A. Carson	H. B. Holland	Geo. W. Potter
Lee Clark	S. K. Holland	W. H. Pryor
Lonnie Cooper	J. C. Hutcherson	H. A. Pulliam
Fred H. Coots	E. M. Johnson	R. R. Rogers
J. D. Cox	Grover C. Johnson	C. W. Ryans
W. J. Curtis	W. W. Johnson	Chas. L. Seale
J. L. Cushing	D. C. Jones	W. R. Smith
C. L. Daly	Mrs. H. G. Jorris	E. J. Snyder
Marmon B. Daniel	J. R. Kelly	Frank L. Strange
J. R. Dorman	Thos. H. King	J. G. Swearengin
E. J. Doss	W. W. Leslie	C. D. Vincent
D. E. Edwards	Leon P. Lewis	W. S. Wallen
J. O. Evans	J. L. Manning	T. B. Watts
D. W. Fowler	Joe Martin	—71

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the orders of the day, a bill entitled:

H. B. 528. An Act to amend sec. 490 of the Civil Code of Practice concerning the sale of real property and to authorize

sales of real property in which one person or class of persons own a life estate and in which another person or class of persons own the remainder in fee simple.

With a Committee Amendment thereto by way of substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 490 of the Civil Code of Practice be amended and re-enacted so as to read as follows:

A vested estate in real property jointly owned by two or more persons or owned as set out in subsections 3 and 4 of this section, may be sold by order of a court of equity in an action brought by either of them, though the plaintiff or defendant be of unsound mind or an infant.

1. If the share of each owner be worth less than one hundred dollars.

2. If the estate be in possession and the property cannot be divided without materially impairing its value, or the value of the plaintiff's interest therein.

3. If the estate shall have passed by devise or descent to the widow and heir or heirs of the decedent, and the widow shall have a life right in a portion thereof, either as homestead or dower or by devise and the property cannot be divided without materially impairing its value or the value of the plaintiff's interest therein.

If any real property is held by a widow and heirs of a deceased person as provided in subsection 3 of this section has heretofore been sold by decree of a court of equity and said sale has been confirmed and a deed made by order of such court, and possession of such property has been taken under said sale and deed, the purchaser thereof or said widow or heir may file a petition in equity in the court

in which said land was sold asking the confirmation of said sale, and making all other persons interested in said property parties thereto; and said court on the hearing thereof shall have the power to confirm said former sale, if it shall appear that no party under disability was prejudiced thereby.

4. If one or more persons hold a life interest and one or more persons hold a remainder interest in fee simple in the estate, and the estate be in possession, and the property cannot be divided without materially impairing its value or the value of the plaintiff's interest therein.

Said substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That Section 490 of the Civil Code of Practice be amended and re-enacted so as to read as follows:

A vested estate in real property jointly owned by two or more persons, or owned as set out in subsections 3 and 4 of this section, may be sold by order of a court of equity in an action brought by either of them, though the plaintiff or defendant be of unsound mind or an infant.

1. If the share of each owner be worth less than one hundred dollars.

2. If the estate be in possession and the property cannot be divided without materially impairing its value, or the value of the plaintiff's interest therein.

3. If the estate shall have passed by devise or descent to the widow and heir or heirs of the decedent, and the widow shall have a life right in a portion thereof, either as homestead or dower or by devise and tthe property cannot be divided without materially impairing its value or the value of the plaintiff's interest therein.

If any real property held by a widow and heirs of a deceased person as provided in subsection 3 of this section has heretofore been sold by decree of a court of equity and said

sale has been confirmed and a deed made by orders of such court, and possession of said property has been taken under said sale and deed, the purchaser thereof or said widow or heir may file a petition in equity in the court in which said land was sold asking the confirmation of said sale, and making all other persons interested in said property parties thereto; and said court on the hearing thereof shall have the power to confirm said former sale, if it shall appear that no party under disability was prejudiced thereby.

4. If the estate shall have passed by devise to one or more persons for life with directions that at the termination of such life estate the property is to be sold and the proceeds distributed to remainderman or remaindermen in fee, a court of equity in an action brought by either the holder or holders of the particular estate or the distributee or distributees of the remainder interest may sell such property for a division and distribution of the proceeds, if it shall appear that such sale and distribution would be beneficial to all interested parties.

Said substitute was then adopted.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, said bill was read the third time by its title only and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	W. O. Bach	T. H. Benton
Wm. J. Arvin	J. H. Baughman	Shaler Berry

C. H. Berryman	Otto C. Gartin	Joe Martin
W. P. Bowman	R. E. Glenn	Shelby Martin
D. F. Brown	F. A. Gnau	A. M. Mercer
Geo. A. Brown	Whitsett Hall	H. J. Meyers
F. W. Bryant	Lawrence Harmon	B. T. Morris
J. R. Buckman	J. F. Harrison	L. P. Murphy
W. G. Buckner	C. W. Hawkins	Chas. N. McCarty
S. J. Bunger	J. M. Hayse	W. J. McGill
W. A. Carson	Goebel B. Henson	Caleb Page
Lee Clark	H. M. Holbrook	Jas. J. Peters
Lonnie Cooper	H. B. Holland	Geo. W. Potter
Fred H. Coots	S. K. Holland	W. H. Pryor
J. D. Cox	Ira L. Horne	R. R. Rogers
J. S. Cruse	J. C. Hutcherson	M. G. Slusher
W. J. Curtis	E. M. Johnson	W. R. Smith
J. L. Cushing	Grover C. Johnson	E. J. Snyder
C. L. Daly	W. W. Johnson	Frank L. Strange
Mormon B. Daniel	D. C. Jones	J. G. Swearengin
J. R. Dorman	Mrs. H. G. Jorris	J. L. Valandingham
E. J. Doss	J. R. Kelly	C. D. Vincent
D. E. Edwards	Thos. H. King	W. S. Wallen
J. O. Evans	W. W. Leslie	T. B. Watts
D. W. Fowler	Leon P. Lewis	—74

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 309. An Act to amend sec. 4368, Kentucky Statutes, Carroll's Edition 1922, relating to the teaching of sectarian, infidel or immoral books in the common schools of this Commonwealth.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 4368 of Kentucky Statutes, Carroll's 1922 Edition, be amended by adding the words, "High School, Normal School, or State University," immediately after the words, "Common Schools," in said section; and by adding the following words or paragraph immediately after the word, "therein," in said section: "That any person violating the provisions of section 4368 shall be indicted by a grand jury and tried by the circuit court, and no other court shall have jurisdiction of the offense, and upon conviction, the clerk of the circuit court shall immediately certify a complete transcript of the record of said trial and conviction, including the evidence, to the Superintendent of Public Instruction, who shall issue an order from his office, an order cancelling and revoking the license or certificate of said person so violating, to teach in any school in this Commonwealth which is supported in whole or in part by public taxation. Provided, however, that the person so convicted shall be granted an appeal to the Court of Appeals in the same manner as is now provided by law in all other criminal proceedings." So that when said section 4368 is so amended it will read as follows:

Section 4368. Sectarian, infidel, or immoral books or teaching prohibited.—No books or other publications of a scetarian, infidel or immoral character shall be used or distributed in any common school, high school, normal school, or State University; nor shall any sectarian, infidel or immoral doctrine be taught therein. That any person violating the provisions of section 4368 shall be indicted by a grand jury and tried by the circuit court, and no other court shall have jurisdiction of the offense, and upon conviction, the clerk of the circuit court shall immediately certify a complete transcript of the record of said trial and conviction, including the evidence, to the Superintendent of Public Instruction, who

shall issue an order from his office, cancelling and revoking the license or certificate of said person so violating, to teach in any school of this Commonwealth which is supported in whole or in part by public taxation. Provided, however, that the person so convicted shall be granted an appeal to the Court of Appeals in the same manner as is now provided by law in all other criminal proceedings.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Lewis Allen	D. E. Edwards	Mrs. H. G. Jorris
J. H. Baughman	J. O. Evans	J. R. Kelly
W. B. Belknap	D. W. Fowler	Thos. H. King
T. H. Benton	Otto C. Gartin	W. W. Leslie
W. P. Bowman	R. E. Glenn	Leon P. Lewis
D. F. Brown	F. A. Gnau	J. L. Manning
Geo. A. Brown	Whitsett Hall	Joe Martin
F. W. Bryant	Lawrence Harmon	Shelby Martin
J. R. Buckman	J. F. Harrison	A. M. Mercer
S. J. Bunger	C. W. Hawkins	H. J. Meyers
W. A. Carson	Goebel B. Henson	J. S. Milliken
Lee Clark	H. M. Holbrook	B. T. Morris
Fred H. Coots	H. B. Holland	L. P. Murphy
J. D. Cox	S. K. Holland	Chas. N. McCarty
W. J. Curtis	Ira L. Horne	J. L. McDavid
C. L. Daly	J. C. Hutcherson	W. J. McGill
Mormon B. Daniel	E. M. Johnson	Caleb Page
J. R. Dorman	Grover C. Johnson	Jas. J. Peters
E. J. Doss	W. W. Johnson	Geo. W. Potter

W. H. Pryor	W. R. Smith	Chiles Van Antwerp	
H. A. Pulliam	E. J. Snyder	C. D. Vincent	
Clint Raymer	Frank L. Strange	W. S. Wallen	
R. R. Rogers	J. G. Swearengin	T. B. Watts	
Chas. L. Seale	J. L. Valandingham		—71

Resolved that the title thereof be as aforesaid.

Mr. Milliken moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Milliken moved that the House do now adjourn until next Monday morning, March 15th, at ten o'clock.

Said motion was agreed to.

And then the House adjourned.